

## **Closed Caption Log, Council Meeting, 03/08/07**

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GOOD MORNING, I'M AUSTIN MAYOR WILL WYNN, IT'S MY PRIVILEGE TO WELCOME PASTOR BYRON RADLE OF THE MARANTHA CHRISTIAN CHURCH WHO WILL LEAD US IN OUR INVOCATION, PLEASE RISE.

THANK YOU, EVERYONE, THE PEACE OF THE LORD JESUS CHRIST TO EVERYONE. HEAVENLY FATHER, WE COME TO YOU TODAY, PRAISE YOU, LORD, FOR YOUR GRACE IN OUR LIVES. WE THANK YOU FOR -- FOR THE LOVE OF JESUS CHRIST WHO REDEEMED OUR SOULS, WE ASK FOR YOUR BLESSING ON THIS MEETING TODAY. FATHER, INTERCEDE FOR THE LIVES OF THE CITY COUNCIL AND THE MAYOR, ALL YOUR SERVANTS, LORD, THAT SERVE YOU IN THIS CAPACITY. GRANT THAT YOU WILL BLESS THEM, BLESS THEIR FAMILIES, BLESS THEIR LIVES, BLESS THEM WITH THE GRACE THEY NEED TO -- TO SERVE THIS COMMUNITY AND -- AND MAKE ALL OF THE RIGHT DECISIONS TODAY, FATHER. WE ASK YOU TO BLESS THIS MEETING AND GRANT US GRACE IN YOUR PRESENCE TODAY. IN JESUS NAME I PRAY, AMEN. PEACE LORD BE WITH EVERYONE TODAY, THANK YOU.

Mayor Wynn: THANK YOU, PASTOR BYRON RADLE. THERE BEING A QUORUM PRESENT AT THIS TIME I WILL CALL TO ORDER THIS MEETING OF THE AUSTIN CITY COUNCIL. IT IS THURSDAY, MARCH 8th, 2007.

APPROXIMATELY 10:20 A.M. WE ARE IN THE CITY COUNCIL CHAMBERS OF THE CITY HALL BUILDING, 301 WEST SECOND STREET. WE HAVE A FEW CHANGES AND CORRECTIONS TO THIS WEEK'S POSTED AGENDA. I WILL READ THOSE. FOR THE RECORD. EXCUSE ME. ITEM NO. 1, WHICH IS OUR APPROVAL OF MINUTES EXCUSE ME WE ARE ACTUALLY GOING TO POSTPONE TO MARCH 22<sup>nd</sup>, 2007. APPARENTLY THERE WAS SOME DOCUMENTATION ERRORS. ON ITEM NO. 2 AND 3, WE SHOULD STRIKE THE PHRASE RECOMMENDED BY THE 2006 BOND OVERSIGHT COMMITTEE AND IN FACT THAT SHOULD READ SUPPORTED BY THE 2006 BOND OVERSIGHT COMMITTEE WITH RECOMMENDATIONS. ON ITEM NO. 13, WE SHOULD STRIKE THE WORDS A REGULATORY PROCESS FOR, AND INSERT THE WORDS ESTABLISHING REGULATIONS OF. MAKE GAME ROOMS PLURAL, ADD THE PHRASE "AND AMUSEMENT REDEMPTION MACHINES". STRIKE THE WORD " FACILITIES IOWA....." THEN ADD THE WORD CREATING OFFENSES, THEREFORE THE CORRECTED POSTING FOR ITEM NO. 13, SUMMARY WOULD READ APPROVE AN ORDINANCE ESTABLISHING REGULATION OF GAME ROOMS AND AMUSEMENT REDEMPTION MACHINES WITHIN THE CITY. AND CREATING OFFENSES. WE SHOULD NOTE THAT ITEM NO. 29 HAS BEEN WITHDRAWN. ON ITEM NO. 33 WHICH IS AN ITEM FROM COUNCIL, WE SHOULD INSERT THE PHRASE AND AN AMENDMENT TO RESOLUTION NUMBER 021003-40 RELATING TO THE CO-SPONSORSHIP. THIS IS THE ITEM FROM COUNCIL REGARDING SOUTH-BY-SOUTHWEST AND BROUGHT FORWARD BY ME AND THE MAYOR PRO TEM. IN ADDITION TO THE CERTAIN FEE WAIVERS, WHAT THIS FUNDAMENTALLY DOES IS HAVE THE CITY OF AUSTIN BE AN OFFICIAL CO-SPONSOR OF THE ANNUAL SOUTH-BY-SOUTHWEST MUSIC AND FILM INTERACTIVE TECHNOLOGY FESTIVAL. WE SHOULD NOTE THAT ITEM NO. 49 WILL BE POSTPONED TO APRIL 5<sup>th</sup>, 2007. THOSE ARE OUR CHANGES AND CORRECTIONS TO THIS WEEK'S POSTED AGENDA. OUR TIME CERTAIN ITEMS TODAY AT NOON AS ALWAYS WE BREAK FOR OUR GENERAL CITIZENS COMMUNICATIONS, WE HAVE 10 FOLKS WHO WOULD LIKE TO ADDRESS COUNCIL THIS

AFTERNOON. AT 3:00 WE WILL CONDUCT OUR OUR AUSTIN HOUSING FINANCE CORPORATION BOARD. WE HAVE A SEPARATE BOARD POSTED AGENDA FOR THE AHFC WORK. 4:00 ZONING HEARINGS, APPROVAL OF AROUNDS AND RESTRICTIVE COVENANTS, 5:30, WE BREAK FOR LIVE MUSIC AND PROCLAMATIONS, OUR MUSICIAN TODAY IS MATT HUBBARD. STAY TUNED FOR MATT. AT 6:00 WE WILL HAVE AS SOON AS ZONING BEGINS TO WIND DOWN, WE ARE GOING TO HAVE A BRIEFING ON THE WALLER CREEK FLOOD DIVERSION TUNNEL PROJECT AS WELL AS THE ADJACENT IH 35 MAKEOVER PROJECT. BOTH BRIEFINGS SUPPORTED FUNDAMENTALLY LED BY THE MAYOR PRO TEM AND COUNCILMEMBER COLE. AT 6:00 WE HAVE A -- A FEW POSTED PUBLIC HEARINGS TO TAKE UP THIS EVENING. SO, COUNCIL, BEFORE WE GET TO -- TO THE ANNOUNCING THE PULLED ITEMS AND FUNDAMENTALLY CALLING INTO THE RECORD OUR CONSENT AGENDA, AT THIS TIME I WILL ASK IF ANY COUNCILMEMBERS KNOW OF ITEMS FROM COUNCIL THAT THEY MAY BE BRINGING FORWARD OVER THE NEXT FEW MEETINGS. COUNCILMEMBER MARTINEZ?

Martinez: THANK YOU, MAYOR, I JUST WANTED TO LET FOLKS KNOW AS YOU KNOW THE MAYOR AND I ARE GOING TO BE BRINGING FORWARD A -- AN ITEM FROM COUNCIL THAT WOULD CREATE A CHARTER REVISION TASK FORCE TO -- TO LOOK AT SOME POTENTIAL CHARTER AMENDMENTS THAT COULD BE ON THE PALLET IN MAY OF '08. THESE WILL RELATE TO ONCE AGAIN REVISITING THE ISSUE OF A GEOGRAPHICAL REPRESENTATION SYSTEM FOR CITY COUNCIL. THE OTHER ITEMS THAT WILL TAKE UP OUR COUNCIL'S POTENTIALLY PUTTING COUNCIL'S SALARIES WITHIN THE CITY CHARTER SO THAT THE CITIZENS VOTE ON THE SALARIES OF OUR COUNCILMEMBERS. AND RETIRING OF CAMPAIGN DEBT WHEN YOU MAKE PERSONAL LOANS TO YOUR CAMPAIGNS DURING THE SUMMER BREAK. THOSE ARE THE THREE ITEMS THAT I WILL BE PUTTING FORWARD FOR THE TASK FORCE TO REVIEW AND THE MAYOR WILL ALSO BE BRINGING SOME OTHER ITEMS ALONG WITH THAT.

Mayor Wynn: THANK YOU, COUNCILMEMBER, TO EXPAND ON THAT BRIEFLY, NOT UNLIKE WHAT I REMEMBER US DOING BACK IN 2000, LATE 2000, EARLY 2001, WE FORMED A TASK FORCE ON A COMMITTEE THAT LOOKED BROADLY AT OUR CHARTER AND COME FORWARD WITH A -- WITH SOME POTENTIAL RECOMMENDED PROPOSED CHARTER AMENDMENTS, TO BE TAKEN UP THE NEXT YEAR OR SO, LIKELY AT OUR NEXT CITY ELECTION. SO I'M GOING TO BE TALKING TO A FEW FOLKS AND PERHAPS EXPAND SLIGHTLY THE CALL FOR -- FOR THE PURVIEW OF COMING UP WITH POTENTIAL CHARTER AMENDMENTS, LIKELY NOT UNTIL AN ELECTION IN 2008 I WOULD PRESUME. FURTHER FUTURE ITEMS FROM COUNCIL?

Cole: MAYOR, I SIT ON THE POLICE RETIREMENT BOARD, THEY HAVE ASKED ME TO BRING AN ITEM FORWARD THAT WOULD INVOLVE CHANGES TO THE RETIREMENT SYSTEM, MOST OF THEM IN -- IN -- GENERAL INVOLVED CHANGING THE DESIGNATED BENEFICIARY, IF YOU DO NOT HAVE A SPOUSE OR CHANGES INVOLVING THE AMOUNT THAT THE POLICE BOARD WOULD HAVE TO CONTRIBUTE TO THE RETIREMENT BOARD. THAT WOULD BE COMING UP IN A FEW WEEKS.

THANK YOU.

FURTHER POTENTIAL FUTURE ITEMS? THANK YOU. SO, COUNCIL, OUR -- OUR AGENDA TODAY THEN, SO FAR WE -- I BELIEVE WE HAVE A HANDFUL OF PULLED ITEMS. I'M PULLING ITEM NO. 2 AND 3 OFF THE CONSENT AGENDA JUST SO WE CAN HAVE A BRIEF SORT OF PUBLIC PRESENTATION OF THE SCOPE OF THIS FIRST YEAR'S WORTH OF -- OF BOND PROJECTS. COUNCILMEMBER MARTINEZ HAS PULLED ITEMS NUMBER 8 AND 10, WE CAN TAKE UP AFTER OUR AHFC MEETING. AND THEN OUR -- OUR CITY ATTORNEY HAS SUGGESTED THAT WE PULL ITEM NO. 9 OFF THE CONSENT AGENDA AS IT'S RELATED TO AN EXECUTIVE SESSION ITEM, NUMBER 37 THAT WE WILL TAKE UP LIKELY LATER THIS MORNING OR EARLY AFTERNOON. SO FAR ITEMS 2, 3, 8, 9, 10 WILL NOT BE INCLUDED IN THE CONSENT AGENDA. ARE THERE OTHER ITEMS TO BE

PULLED BY COUNCIL?

HEARING THAT I WILL READ INTO THE RECORD OUR  
CONSENT AGENDA NUMERICALLY. IT WILL CONSIST  
OF ITEMS -- THE POSTPONEMENT OF ITEM NO. 1 TO  
MARCH 22nd, THE APPROVAL OF ITEMS 4, 5, 6, 7, 11,  
12, 13 PER CHANGES AND CORRECTION, 14, 15, 16, 17,  
18, 19, 20, 21, 22, 23, 24, 25, 26, WHICH ARE OUR BOARD  
AND COMMISSION APPOINTMENTS THAT I WILL  
READ INTO THE RECORD JUST NOW. THEY ALL ARE  
TO THE CHILD CARE COUNCIL. THEY ALL ARE  
REAPPOINTMENTS. THE FIRST DOCTOR AADVICE  
JONES WALLACE IS MAYOR PRO TEM DUNKERLY'S  
REAPPOINTMENT, THE FOLLOW ARE ALL  
CONSENSUS REAPPOINTMENTS TO THE CHILD CARE  
COUNCIL. LIEU ANNE APONTE, SORRY IF I'M  
MISPRONOUNCING THAT, ALBERT BLACK, SUE  
CARPENTER, JOLENE GRISSOME, ALTHEA HOUSTON,  
RHONDA PAVER, CRYSTAL PEREZ, GALE SPEAR ALL  
REAPPOINTED TO THE CHILD CARE COUNCIL. THAT'S  
ITEM NO. 26 ON THE CONSENT AGENDA. ALSO BEING  
APPROVED THIS MORNING WILL BE ITEM 27, 28, 29,  
30, THANK YOU, 29 WILL NOT BE ON THE CONSENT  
AGENDA. I'M SORRY WITHDRAWN THANK YOU  
VERY MUCH AS I READ INTO THE RECORD EARLIER.  
SO ITEM 9 HAS BEEN WITHDRAWN, IS NOT -- ITEM  
NO. 29 HAS BEEN WITHDRAWN, IS NOT PART OF THE  
CONSENT AGENDA THANK YOU ALL. CONTINUING  
ON ITEM 30, 31, 32, 33, PER CHANGES AND  
CORRECTIONS, AND 34. I WILL ENTERTAIN A  
MOTION ON THE CONSENT AGENDA. MOTION MADE  
BY COUNCILMEMBER MARTINEZ, SECONDED BY  
COUNCILMEMBER COLE TO APPROVE THE CONSENT  
AGENDA AS READ. COMMENTS? COUNCILMEMBER  
LEFFINGWELL?

I WOULD JUST LIKE TO CALL ATTENTION TO ITEM  
NO. 28, WHICH IS DIRECTING THE CITY MANAGER TO  
PURSUE AUSTIN CERTIFICATION AS A WILDLIFE  
HABITAT COMMUNITY CENTER BY THE NATIONAL  
WILDLIFE FEDERATION. AND POINT OUT THAT --  
THAT THIS DESIGNATION, THIS EFFORT BEARS  
DIRECTLY ON OUR WATER CONSERVATION EFFORTS  
AND OUR CLIMATE PROTECTION PLAN THAT WAS  
RECENTLY APPROVED. LAST MONTH. SO -- SO I  
WANT TO THANK THE NATIONAL WILDLIFE

FEDERATION AND THE TRAVIS AUSTIN-BERGSTROM.....AUDUBON SOCIETY,THEY WOULD BE COLLABORATING WITH US AND HAVE BEEN VERY ACTIVE, THANK THEM FOR THEIR HELP ON THIS.

Mayor Wynn: THANK YOU, COUNCILMEMBER, FURTHER COMMENTS ON THE CONSENT AGENDA? COUNCILMEMBER MARTINEZ?

MAYOR, ON ITEM 27 WE ARE APPROVING A RESOLUTION TO DIRECT THE CITY MANAGER TO TAKE AUSTIN ENERGY AND JOIN WITH TEXAS GAS IN DOING A STUDY TO SEE IF WE CAN LEARN OUR BUYING POWER AS IT RELATES TO THE PURCHASE OF NATURAL GAS AND HOPEFULLY FIND SOME COST SAVINGS AND PASS HOSE..... THOSE SAVINGS ON TO THE CUSTOMERS. THE POSTING STATES THAT WE REQUESTED IT COME BACK SEPTEMBER 19th, 2007. I WOULD LIKE TO -- TO MAKE A FRIENDLY AMENDMENT THAT IT COME BACK BY DECEMBER 20th.... 20th, 2007. GIVING THEM NINE MONTHS TO CONDUCT THE STUDY.

Mayor Wynn: COUNCILMEMBER COLE WOULD YOU CONSIDER THAT A FRIENDLY AMENDMENT TO THE CONSENT AGENDA?

Cole: YES, I WILL.

Mayor Wynn: THANK YOU.

THANK YOU. MAYOR PRO TEM?

Dunkerly: I WOULD LIKE TO MAKE A COMMENT ON THAT. I THINK THIS IS REALLY A VERY GOOD THING ABOUT -- ABOUT 70% OF THE BILLS COME IN FROM GAS PURCHASES. TO THE EXTENT AND ACTUALLY SOUTHERN UNION -- TEXAS SERVICE GAS SERVICE DOES DO THE STATE'S GAS PURCHASE THROUGH THEIR LOCAL OFFICE. SO I THINK THAT WOULD BE REALLY VERY, VERY HELPFUL AND IF YOU HAD TO PRIORITIZE THINGS, THIS IS WHAT I WOULD RECOMMEND THAT YOU PRIORITIZE FIRST. SOME OF THE OTHER THINGS THAT ARE MENTIONED HERE AS YOU GET INTO THOSE STUDIES, YOU ARE GOING TO

FIND THAT THEY ARE DONE BY THEIR CORPORATE OFFICES, ARE DONE IN ANOTHER AREA AND PROBABLY WON'T BE AS -- AS EASILY -- WON'T EASILY YIELD THE SAVINGS THAT WE WOULD LIKE TO SEE. SO I THINK WE NEED TO LOOK AT ALL OF IT. BUT IF WE COULD FOCUS ON THOSE GAS PURCHASES THAT WOULD BE A TREMENDOUS BENEFIT FOR CITIZENS HERE IN AUSTIN. IN FACT THROUGHOUT THE STATE. SO THANK YOU A LOT.

THANK YOU.

COUNCILMEMBER KIM?

Kim: THIS IS JUST A PROCESS TO LOOK AT -- AT POSSIBLY BUNDLING OUR PURCHASES, IF THAT'S FEASIBLE FOR -- FOR BOTH THE OPERATIONS OF AUSTIN ENERGY AS WELL AS FOR TEXAS GAS SERVICE, WHICH IS BASED IN OKLAHOMA. IT'S ONE OAK. THIS IS SOMETHING THAT -- THAT'S WORTH EXPLORING AND AT THE SAME TIME WE HAVE TO REALIZE THAT THERE ARE -- THERE ARE COMPETITIVE ISSUES AND INFORMATION THAT -- THAT WILL NOT -- CANNOT BE DISCLOSED BUT AT THE SAME TIME WE ARE GOING TO DO OUR BEST TO -- TO PURSUE THIS AND AT THE END OF THE DAY HOPEFULLY IT WILL BE SOMETHING THAT WE CAN -- WE CAN ACTUALLY IMPLEMENT.

THANK YOU, COUNCILMEMBER. COUNCILMEMBER COLE?

I THINK WE ALSO HAVE TO BE -- TO BE MINDFUL THAT -- THAT THIS IS A VERY TECHNICAL INDUSTRY AND AS WE -- ASK THE GAS COMPANY AND AUSTIN ENERGY TO ENGAGE IN THE PROCESS, THAT WE ARE ENCOURAGING THE -- THE REDUCTION OF -- OF A COST AND BUNDLING OF SERVICES, BUT WE DON'T WANT TO END UP WITH ANY UNINTENDED CONSEQUENCES LIKE A RATE CASE OR THAT TYPE OF THING. WE WOULD CERTAINLY WANT TO KNOW ABOUT THAT BEFORE WE ENDED UP WITH SOME UNINTENDED CONSEQUENCES.

Mayor Wynn: THANK YOU, AGREED. FURTHER COMMENTS? WE HAVE A MOTION AND A SECOND

ON THE TABLE FOR AN AMENDED CONSENT AGENDA. FURTHER COMMENTS? I'LL JUST CONCLUDE THEN BY SAYING APPRECIATE THE SUPPORT ON ITEM NO. 33,, MAYOR PRO TEM AND I ARE BRINGING ESSENTIALLY THE CO-SPONSORSHIP OF THE SOUTH-BY-SOUTHWEST FESTIVAL. WE DON'T DO THIS LIGHTLY. AS THE CITY CO-SPONSOR FIVE PERHAPS SIX BIG ANNUAL EVENTS THAT OCCUR IN TOWN EACH YEAR. MLK DAY PARADE AND FESTIVITIES, CINCO DE MAYO, TEXAS INDEPENDENCE DAY, A HANDFUL OF EVENTS. SOUTH-BY-SOUTHWEST AS MANY OF YOU ALL KNOW TECHNICALLY ECONOMICALLY IS THE BIGGEST EVENT THAT OCCURS HERE IN AUSTIN. IT'S A SPECTACULAR SUCCESS NOW. GROWN FROM WHAT THE MUSIC UNPRESS DEBITED, 1700 -- UNPRECEDENTED, 1700 BANDS, 500 INTERNATIONAL BANDS, GROWN ALSO TO INCLUDE FILM AND INTERACTIVE MEDIA. BUT WE HAVE LEARNED IN WORKING WITH THE ORGANIZERS THAT FRANKLY IT'S BECOME SO SUCCESSFUL THAT IT'S BECOMING DIFFICULT FOR SOUTH-BY-SOUTHWEST AS AN ORGANIZATION TO, YOU KNOW, MAINTAIN SOME LOGISTICAL CONTROL. BY HAVING THE CITY OF AUSTIN STEP UP AND BE A CO-SPONSOR, WHICH I THINK WE SHOULD DO ANYWAYS BECAUSE OF THE STRONG ECONOMIC IMPACT, THE REMARKABLE.....REMARKABLE CACHET IT BRINGS HERE IN AUSTIN, WE THINK THAT WE CAN AID IN THE COORDINATION OF WHAT IS A VERY BIG, VERY CHALLENGING SERIES OF LOGISTICS WITH HUNDREDS OF VENUES AND THROUGHOUT THE CITY. WE ARE VERY PROUD, THANKFUL FIRST AND FOREMOST OF THE ORGANIZERS AND THE TEAM BEHIND SOUTH-BY-SOUTHWEST. IT'S COME A LONG WAY, IT'S A REMARKABLE SUCCESS, WE ARE PROUD TO STEP UP AND SERVE AS A CO-SPONSOR. MAYOR PRO TEM?

Dunkerly: I WOULD LIKE TO ADD ONE THING. AS YOU GET OLDER, YOU START LOOKING BACK TO SEE ALL OF THE THINGS THAT YOU HAVEN'T DONE IN YOUR LIFE AND THERE'S A GREAT BOOK OUT CALLED A THOUSAND THINGS TO SEE BEFORE YOU DIE. AND SOUTH-BY-SOUTHWEST IS PROBABLY THE ONLY THING LISTED UNDER AUSTIN. THIS BOOK IS GOING

ALL OVER THE WORLD. I THINK IT'S VERY APPROPRIATE TO ADD THIS TO OUR LIST OF SPONSORSHIPS.

IT SHOULD INCLUDE COMING TO A CITY COUNCIL MEETING IN AUSTIN, TEXAS. [LAUGHTER] WE TOO HAVE ONE SPEAKER, I BELIEVE, ON ONE OF OUR ITEMS. ITEM NO. 5 WHICH WE ARE OF COURSE ASSUMING AND LAURIE RENTARIA IS HERE, WAVING OFF THE NEED TO -- WAIVING OFF THE NEED TO SPEAK. THANK YOU. I'M SORRY, WELCOME.

COUNCIL, I'M HERE TO SPEAK ON ITEM NO. 27. LET ME THANK YOU, I HOPE THAT THE STUDY WITH THE TWO MAIN UTILITIES CAN COMBINE PURCHASES OF GAS COSTS WERE LOWER -- WILL LOWER THE COST FOR BOTH COMPANIES AND FOR ALL OF THE CONSUMERS THAT THEY SERVE. COULD YOU PLEASE -- ONE PICTURE IS WORTH THREE MINUTES.

PAUSE THE CLOCK. IT'S LABELED ITEM 27. OKAY. LET ME -- LET ME -- JUST TRY AND TRANSLATE IT INTO -- THE COST FOR AUSTIN ENERGY ARE MUCH, MUCH LOWER THAN THE COSTS FOR TEXAS GAS SERVICE. AND IN THE LAST FIVE MONTHS..... MONTHS -- NOW THAT'S THE OTHER ONE, THAT'S ITEM 49, WHICH HAS BEEN POSTPONED. IN THE LAST FIVE MONTHS, TEXAS GAS SERVICE COSTS HAVE BEEN BETWEEN NINE AND 40% HIGHER THAN AUSTIN ENERGY'S COSTS. I SEE NO GOOD REASON FOR THIS. SIMPLY PUT AUSTIN ENERGY DOES A BETTER JOB AT PURCHASING FUEL. AND I THINK THAT WERE THEY TO -- TO HAVE A -- A CONTRACT OR SUBCONTRACT WITH -- IF TEXAS GAS SERVICE HAD A CONTRACT OR SUBCONTRACT WITH AUSTIN ENERGY TO BUY THEIR FUEL FROM AUSTIN ENERGY, THE GAS COMPANY WOULD HAVE LOWER COSTS AND MAYBE AUSTIN ENERGY WOULD HAVE LOWER COSTS, TOO. BECAUSE THE VOLUME PURCHASES MIGHT BRING COSTS DOWN FOR BOTH UTILITIES. THANK YOU VERY MUCH FOR PASSING THIS.

Mayor Wynn: THANK YOU, MR. ROBBINS, SORRY FOR THE TECHNICAL GLITCH. COUNCIL, I BELIEVE THAT'S ALL OF OUR POTENTIAL SPEAKERS FOR OUR

CONSENT AGENDA. MS. GENTRY. AGAIN A MOTION AND A SECOND ON THE TABLE TO APPROVE THE CONSENT AGENDA, WHICH AS A REMINDER INCLUDES ALL ITEMS EXCEPTING ITEMS 1, 2, 3, 8, 9, 10, 29, AND THEN INCLUDES A COUPLE OF POSTPONEMENTS AS WELL. FURTHER COMMENTS? HEARING NONE, ALL THOSE IN FAVOR PLEASE SAY AYE.

AYE.

Wynn: OPPOSED? MOTION PASSES ON A VOTE OF 7-0. 7 -- VOTE OF 5-0 WITH COUNCILMEMBERS KIM AND MCCracken OFF THE DAIS, THANK YOU ALL VERY MUCH. COUNCIL I PULLED ITEM NO. 2 AND 3, REALLY JUST TO GIVE YOU A CHANCE TO HAVE A BIT MORE PUBLIC AWARENESS OF THIS ITEM, AS I EXPECT WE WILL APPROVE HERE IN A FEW MINUTES, BUT A BRIEF STAFF PRESENTATION FROM JOHN STEPHENS.

GOOD MORNING, MAYOR, I'M JOHN STEPHENS CHIEF FINANCIAL OFFICER. ITEMS 2 AND 3 THIS MORNING RELATE TO THE 2006 BOND PROGRAM THAT THE VOTERS APPROVED BACK IN NOVEMBER. THERE ARE -- THERE ARE ITEM NO. 3 IS A BUDGET ITEM WHICH WOULD AMEND OUR CAPITAL BUDGET FOR THIS YEAR TO ALLOW US TO BEGIN A NUMBER OF PROJECTS AND THEN ITEM NO. 2 IS A REIMBURSEMENT RESOLUTION THAT ACCORDING TO THE SHE'S FINANCIAL POLICIES ALLOWS US TO GO AHEAD AND APPROPRIATE FUNDS TODAY AND THEN SELL THE BONDS IN AUGUST OF THIS YEAR. THE -- THE 2008 PROPOSED BUDGET WILL THEN INCLUDE A ONE CENT TAX INCREASE AS WE DISCUSSED DURING OUR LEAD UP TO THE BOND ELECTIONS. THE BUDGET AMENDMENT DWEP WILL PROVIDE FUNDING TO ALLOW US TO BEGIN THE 2006 BOND PROGRAM. THIS IS THE SAME SORT OF THING THAT WE DID BACK IN 1998 WITH THAT BOND PROGRAM. WHAT THIS DOES IS ALLOWS US TO BEGIN THE PROCESS OF STARTING THE PROGRAMS AND THE PROJECTS THAT WE HAVE SELECTED IN WORKING THROUGH WITH STAFF AND WITH THE BOND OVERSIGHT COMMITTEE. I WANT TO POINT OUT THIS ACTION DOES NOT APPROVE ANY DESIGN

OR CONSTRUCTION CONTRACTS FOR ANY SPECIFIC PROJECTS, THOSE WILL COME BACK TO COUNCIL LATER. WE DID WORK WITH THE BOND OVERSIGHT COMMITTEE IN THE LAST MONTH OR SO, WE HELD FOUR MEETINGS WITH THEM, WE HAD THE DEPARTMENT HEADS COME IN AND MAKE PRESENTATIONS TALKING ABOUT THE PROJECTS THAT WERE RECOMMENDED FOR THE BUDGET AMENDMENT. WE ANSWERED A NUMBER OF QUESTIONS AND THE RESULT WAS THAT THE COMMITTEE HAS UNANIMOUSLY SUPPORTED THE BUDGET AMENDMENT BUT THEY DID MAKE SOME RECOMMENDATIONS THAT WE COMMUNICATED TO YOU IN A MEMO EARLIER THIS WEEK. LET ME RUN VERY BRIEFLY THROUGH THE ITEMS. PROPOSITION NUMBER 1, TRANSPORTATION PROJECTS, THE BUDGET AMENDMENT INCLUDES NINE MILLION FOR STREET RECONSTRUCTION AND ONE MILLION FOR SIDEWALKS. FOR PROPOSITION 2 DRAINAGE AND WATER QUALITY, WE INCLUDE \$7 MILLION FOR DRAINAGE MASTER PLAN PROJECTS AND 30 MILLION FOR THE PURCHASE OF OPEN SPACE. PROP 3 INCLUDES A VARIETY OF PROJECTS. [READING GRAPHIC] 1.3 MILLION FOR POOLS, INCLUDING THE DEEP EDDY POOL. [READING GRAPHIC] INCLUDED IN THAT AMOUNT IS FUNDING FOR THE ACQUISITION OF LAND FOR THE NORTH AUSTIN REC CENTER. FROM PROP 4 WE HAVE 650,000 IN FUNDING TO THE AUSTIN FILM STUDIOS TO DO THE RENOVATIONS OUT THERE THAT THEY HAVE TALKED THROUGH WITH US. PROP 5 AFFORDABLE HOUSING INCLUDE AS \$2 MILLION APPROPRIATION FOR HOME OWNERSHIP AND A \$3 MILLION APPROPRIATION FOR RENTAL HOUSING DEVELOPMENT. PROP 6 OUR CENTRAL LIBRARY DOES NOT INCLUDE ANY APPROPRIATION. THERE ARE A NUMBER OF ISSUES, PROJECT DEPENDENCIES AND SO, WE WILL HAVE TO WORK THROUGH BEFORE WE CAN BEGIN THE WORK ON THAT PROJECT AND SO THAT FUNDING WILL COME LATER. PROP 7 PUBLIC SAFETY FACILITIES INCLUDES 5 MILLION FOR OUR PUBLIC SAFETY JOINT TRAINING FACILITY, 16 MILLION TO RELOCATE OUR MUNICIPAL COURTHOUSE, AND 850,000 FOR THE ANIMAL SHELTER. JUST TO SHOW YOU WHAT IT LOOKS LIKE ALTOGETHER, RECAPPING YOU SEE THE AMOUNTS THERE AGAIN

BY EACH OF THE SEVEN BOND PROPOSITIONS THAT THE VOTERS APPROVED. TOTAL OF 85 MILLION. IN THE NEXT STEPS IN CARRYING OUT THE BOND PROGRAM WOULD BE -- TRY TO FLESH OUT MORE FULLY HOW WE WOULD GO THROUGH THE ENTIRE SEVEN YEAR BOND PROGRAM SCHEDULE. THERE WILL BE A VARIETY OF THINGS THAT WE NEED TO WORK THROUGH WITH CITY STAFF, WITH ALL OF OUR SHAREHOLDERS, INCLUDING PROJECT DEPENDENCIES AND RESOURCE DEPENDENCIES. AND THEN WE WILL BRING FORWARD A RECOMMENDATION AS PART OF THE 2008 BUDGET PROCESS THAT WILL INCLUDE A -- A MORE FULLY FLESHED OUT SCHEDULE FOR THAT ENTIRE SEVEN YEAR BOND PROGRAM. THAT CONCLUDES OUR PRESENTATION, WE WOULD BE HAPPY TO ANSWER ANY QUESTIONS.

Mayor Wynn: THANK YOU, MR. STEPHENS, QUESTIONS, COUNCILMEMBER KIM?

Kim: MR. STEPHENS SINCE WE APPOINTED THE COMMITTEE ON CITIZENS, WHAT IS THEIR TERM? ARE THEY SUPPOSED TO BE -- ARE THEY COMMITTED FOR SEVEN YEARS OR DO THEY ROLL OFF OR HOW DID WE DO THAT.

FOR THE SEVEN YEARS PROCESS TO HELP US AS WE GO THROUGH WITH THE IMPLEMENTATION OF THE PROJECTS OVER THAT SEVEN YEAR PERIOD.

IS THERE ROLE TO ADVISE US ON WHAT SHOULD GO IN THE PACKAGE OR IS IT TO REVIEW WHAT THE STAFF RECOMMENDATION IS? AND TO MAKE SURE THAT WE ARE CONSISTENT WITH WHAT THE VOTERS APPROVE?

THEIR GOAL IS TO REVIEW THE STAFF RECOMMENDATIONS AND MAKE ANY RECOMMENDATIONS TO COUNCIL THAT THEY FEEL THEY NEED TO MAKE THAT MAY NOT BE CONSISTENT WITH THE STAFF RECOMMENDATIONS AND THEN BEYOND THAT TO -- TO SERVE AS A SORT OF AN OUTSIDE BODY TO MONITOR OUR PROGRESS IN GOING THROUGH THE BOND ELECTION TO SEE THAT WE ARE IN FACT GETTING THE PROJECTS

DONE ON SCHEDULE AS WE HAVE LAID IT OUT.

WHEN YOU SAY PROJECTS DONE ON SCHEDULE,  
YOU MEAN CONSTRUCTION COMPLETION?

THOSE SORTS OF THINGS, YES. PROJECT TIME LINES  
LIKE CONSTRUCTION CONTRACTS, PROJECT  
COMPLETION, SO FORTH.

ARE THEY ALSO ALLOWED TO I GUESS I MEAN THEY  
ARE ALLOWED TO, ALSO UNDER THEIR PURVIEW TO  
LOOK AT THE MINORITY WOMEN BUSINESS  
ENTERPRISE GOALS FOR THESE PROJECTS?

THAT IS NOT SPECIFICALLY STATED IN THE  
CHARTER, NO. THAT -- THAT WOULD BE AN  
ADMINISTRATIVE ACTION THAT THE CITY WOULD  
BRING FORWARD AND THEN COUNCIL WOULD --

WILL THEY HAVE THAT INFORMATION TO REVIEW?

I'M SORRY.

WILL THEY HAVE THAT INFORMATION ON  
MINORITY OWNED WOMEN BUSINESS ENTERPRISE  
PARS..... PARTICIPATION ON THE PROJECT.

AS THOSE CONTRACTS ARE BROUGHT FORWARD TO  
COUNCIL.

Kim: IF THEY HAVE CAN QUESTIONS ABOUT THAT,  
THEY CAN ASK STAFF AND BRING THAT TO OUR  
ATTENTION.

CERTAINLY.

ALL RIGHT, THANK YOU.

Mayor Wynn: FURTHER QUESTIONS, COMMENTS?  
COUNCILMEMBER MARTINEZ?

Martinez: I WANTED TO THANK THE BOND  
OVERSIGHT COMMITTEE. I KNOW THAT WE KIND OF  
THREW THIS TOGETHER IN A RUSH. BUT STAFF  
REALLY WORKED HARD IN GETTING THE  
COMMITTEE ESTABLISHED, ESTABLISHING THE

RULES AND THEN ALLOWING THEM TO GO THROUGH THE PROCESS THEY DID PROVIDE SOME FEEDBACK AND, YOU KNOW, JUST SOME SUGGESTIONS AS WE MOVED DOWN THE ROAD OF ALLOCATING THESE FUNDS AND SO I HOPE THAT WE WILL CONTINUE TO USE THEM AS A RESOURCE AND I THINK STAFF AND -- I THANK STAFF AND JOHN FOR ALL OF YOUR HARD WORK.

THANK YOU, COUNCILMEMBER, I WOULD LIKE TO TAKE THIS OPPORTUNITY TO RECOGNIZE BEVERLY SILAS, THE CHAIRMAN OF THE BOND OVERSIGHT CAN.... COMMITTEE, WITH US THIS MORNING, WORKED VERY DILIGENTLY.

Mayor Wynn: AGREED. WOULD YOU CARE TO SAY A FEW WORDS? THANK YOU.

Mayor Wynn: SINCE THERE WAS STRONG SUPPORT. I THOUGHT THIS WAS A CHANCE FOR US TO GET A LITTLE MORE PUBLIC AWARENESS. FUNDAMENTALLY WHAT THIS IS THE PRIORITIZATION OF THE FIRST YEAR OF SIX OR SEVEN YEARS WOFERT SPENDING ON THESE -- WORTH OF SPENDING ON THESE VERY IMPORTANT ALL VOTER APPROVED PROJECTS. IT'S IMPORTANT I THINK FOR THE CITIZENS TO KNOW NUMBER ONE WHEN WE ARE STARTING, NUMBER TWO THIS IS THE FIRST SERIES OF PROJECTS AND PRELIMINARY PLANNING. SO THANK YOU ALL VERY MUCH.

Cole: MAYOR, I DIDN'T SEE MS. SILAS STANDING OVER THERE, SHE WAS MY APPOINTMENT TO THE OVERSIGHT COMMITTEE, I WOULD LIKE TO FIRST GIVE MY CONDOLENCES THEN GIVE CONGRATULATIONS FOR HER SERVICE AND OFFER ANYTHING THAT WE CAN DO TO HELP.

THANK YOU.

FURTHER QUESTIONS OF STAFF? IF NOT I WILL ENTERTAIN A MOTION ON THE COMBINED ITEMS TWO AND THREE.

MOVE APPROVAL.

MOTION MADE BY -- I'M SORRY, EXCUSE ME. FOLKS. WE DO HAVE FOLKS WHO ARE -- WHO BOTHERED TO WAIT TO COME ADDRESS US. ON THESE ITEMS, I APPEAR GUYS, BEFORE I TAKE A -- I APOLOGIZE, BEFORE I TAKE A MOTION, LET'S HEAR FROM CITIZENS HERE WHO WOULD LIKE TO ADDRESS IS, FIRST SPEAKER IS MARTHA COTERA. THREE MINUTES FOLLOWED BY LAURIE RENTRIA.

GOOD MORNING, MAYOR AND MEMBERS OF THE CITY COUNCIL. MY NAME IS MARTHA COTERA. I AM THE VICE CHAIR OF THE MEXICAN AMERICAN ADVISORY COMMITTEE. I HATE TO SURPRISE MY FRIENDS AND NORMALLY HAD I KNOWN WITH ENOUGH TIME THAT THIS ISSUE WAS COMING UP TODAY, I WOULD HAVE CALLED YOU TO GIVE YOU MY CONCERNS ABOUT THIS RECOMMENDATION. I AM HERE TO REQUEST THAT THE CITY COUNCIL POSTPONE THE VOTE ON THE BOND OVERSIGHT COMMITTEE IN ORDER TO GET THE 5 MILLION BOND ISSUE MONEY INTO THE PROGRAM. WE ARE CURRENTLY UNDER CONSTRUCTION AND DELAYS IN HAVING THIS MONEY WILL CAUSE A -- THE PROJECT TO ESCALATE AND COST THE CITY WITH THE BOND ISSUE OF 1998. THE COMMUNITY IS VERY ALARMED THAT PHASE 1 WILL NOT CONTINUE FORWARD TOWARD COMPLETION IF THIS \$5 MILLION IS NOT AVAILABLE AS SOON AS POSSIBLE. THE 5 MILLION IS SLATED TO COMPLETE THE SOUTH SIDE OF PHASE 1 OF THE MAC AND THAT IS TO FOLLOW THE SHAPE OF THE CRESCENT. WE WILL HAVE A REALLY ODD LOOKING BUILDING IF WE STOP RIGHT NOW. WHACK, YOU KNOW. JUMP UP. IT WILL BE APPROXIMATELY 700 -- 7600 SQUARE FEET THAT HAS BEEN PLANNED FOR PHASE 1 ALREADY, FROM THE VERY BEGINNING, AND -- THE CONSTRUCTION IS SIMILAR TO THE ONE THAT'S NOW UNDERWAY. THIS PART OF THE BUILDING WILL ADD PLANNED RESOURCES AS PART OF PHASE 1. DANCE REHEARSAL ROOM, MUSIC REHEARSAL ROOMS, CLASSROOMS, CONFERENCE ROOM, STORAGE AREA, MECHANICAL ROOM. WE REALLY REGRET THAT THE OVERSIGHT RECOMMENDATION DID NOT INCLUDE US BUT WE UNDERSTAND WHY THE COMMITTEE DID THIS CONSIDERING HOW IT WAS MISINFORMED REGARDING THE NEED FOR

THESE FUNDS TO COMPLETE THE MAC PHASE 1. LET ME SHOW YOU HOW THE BOND OVERSIGHT COMMITTEE CAME TO EXCLUDE US. WHEN DAVE SUL HAVEN'T AND DAVE ANDERSON ASKED WHY THE 650,000 FOR AUSTIN STUDIOS WAS THE ONLY PRIORITY THAT THE COUNCIL WOULD RECEIVE, YOU KNOW, OF THE CULTURAL ARTS 31.5 MILLION IN FUNDING, IT SPECIFICALLY -- THE RESPONSE WAS THAT OF THE 5 PROJECTS IN PROPOSITION 4, ONLY AUSTIN STUDIOS WAS READY TO MOVE AHEAD. SPECIFICALLY REGARDING THE MEXICAN AMERICAN CULTURAL CENTER, THE STAFF INFORMED THESE TWO PERSONS THAT THE CENTER IS CURRENTLY UNDER CONSTRUCTION FOR PHASE 1, THAT PHASE IS FULLY FUNDED. WE ANTICIPATE PLANNING FOR PHASE 2 ONCE THAT IS OPEN TO THE PUBLIC. WELL, WE KNOW WE ARE NOT FULLY FUNDED, YOU KNOW, WE KNOW WE ARE NOT THAT'S WHY WE GOT ONNED THE BONDS [BEEPING] I THINK THAT I WAS DONATED A LITTLE TIME BY RODRIGUEZ.

MR. RODRIGUEZ? SO MEDS COTERA THREE MORE MINUTES IF YOU NEED IT.

WHEN MICHAEL GARCIA ANOTHER MEMBER OF THE OVERSIGHT COMMITTEE ASKED THE SAME QUESTION IN -- IN MORE SPECIFICALLY DOESN'T THE MAC NEED BOND FUND TO MAKE UP FOR OVERRUNS IN PHASE 1, WHICH IS NOW UNDER CONSTRUCTION, THE RESPONSE WAS NO, THAT THE CONSTRUCTION OF THE MEXICAN AMERICAN CULTURAL CENTER PHASE 1 WAS FULLY FUNDED IN OCTOBER OF 2005 WHEN THE CITY COUNCIL EXECUTED 3 POINT, YOU KNOW, \$70,000 BUDGET AMENDMENT AND AWARDED THE CONSTRUCTION CONTRACT. PHASE 1 IS ESTIMATED FOR COMPLETION IN EARLY SUMMER 2007. MY UNDERSTANDING THAT WAS ALLOCATED TO THE COST OVERRUN THAT'S OCCURRED IN THE SEVEN YEARS DURING WHICH WE HAVE POSTPONED ISSUING THE BONDS AND STARTING THE PROJECT FOR THE MAC. IN FACT WE ACTUALLY WILL HAVE THAT WEIRD HALF CRESCENT IF WE DON'T COMPLETE THE SOUTHSIDE OF THE BOND. I WOULD LIKE TO TELL YOU DONATA RODRIGUEZ IS HERE, IF YOU HAVE ANY QUESTIONS AT ALL, CALPANA OUR

PROJECT MANAGER SAID THAT SHE WOULD BE AVAILABLE AT A DISTANCE. I WANTED HER TO COME HERE. BUT THAT'S OKAY. I WANT TO THANK YOU VERY MUCH FOR CONSIDERING THIS REQUEST AND I CANNOT TELL YOU HOW ALARMED PEOPLE IN THE COMMUNITY ARE THAT WE WILL ACTUALLY COME TO A HALT ON THIS PROJECT. AFTER -- AFTER WE WORKED SO HARD AND RAISED SO MUCH MONEY FOR OUR BOND CAMPAIGN. THANK YOU VERY MUCH.

THANK YOU, MS. COTERA, I GUESS WHEN YOU HAVE BEEN MARRIED TO A RENOWNED ARCHITECT FOR 40 YEARS YOU CAN USE ARCHITECTURAL TERMS LIKE WHACK WHEN DESCRIBING BUILDINGS. MS. RENT RIA WELCOME. IS MR. PENA STILL HERE. SO YOU WILL HAVE UP TO SIX MINUTES IF YOU NEED IT, WELCOME.

THANK YOU, MAYOR, THANK YOU FOR THE OPPORTUNITY TO SPEAK. I'M GOING TO SPEAK ON -- TO TWO -- ON TWO BOND ITEMS. MY FAVORITE TO THE MEXICAN AMERICAN CULTURAL CENTER, LATER THE HOUSING BONDS. IT IS VERY ALARM THANK THE BUDGET OFFICE MISINFORMED THE BOND YEAR SIGHT COMMITTEE. MICHAEL HAS BEEN OUR ALLY ON THE BOND OVERSIGHT COMMITTEE TO ENSURE THAT WE FINISH PHASE 1. WE HAVEN'T WAITED SEVEN YEARS SINCE THE ORIGINAL BONDS PASSED, WE HAVE BEEN WAITING LIKE 25 YEARS. WE HAD A FAILED ELECTION IN '92. DIDN'T -- DIDN'T LOSE BY MUCH. AND IT JUST -- YOU KNOW, I TALKED TO PEOPLE AND WE KNOW THAT THE STAFF HAS TOLD US THAT THEY WILL HAVE TO REBID BECAUSE THE ORIGINAL CONTRACT WAS -- WITH SOLIZ DOESN'T INCLUDE FINISHING THE CRESCENT. IT'S ONLY HALF A CRESCENT. BUT YOU CAN -- YOU CAN GO AHEAD AND ISSUE ANOTHER R.F.P. AND SOCIETY..... SOLIZ WILL COME IN AS LOW BIDDER BECAUSE HE'S ALREADY ON SITE, HE DOESN'T HAVE ALL OF THOSE COSTS ASSOCIATED WITH BRINGING ALL OF THAT -- THAT EQUIPMENT BACK ON. BACK ON SITE. SO, YOU KNOW, IF WE ARE ALL ABOUT SAVING MONEY, THEN THE SMART THING TO DO, THE MOST COST EFFECTIVE THING TO DO IS ISSUE AN R.F.P. FRONT TO TO FINISH ALL OF

PHASE 1. IT'S NOT THE COMMUNITY'S FAULT, NOT THE STAFF'S FAULT THAT WE WERE SEVEN YEARS LATE AND -- AND CONSTRUCTION COSTS HAVE SKYROCKETED. SO -- SO THAT'S WHAT WE ARE ASKING YOU TO DO. ISSUE THAT R.F.P. AND GIVE US THE BOND MONEY THAT WE NEED TO FINISH PHASE 1. AND NOW TO THE HOUSING BONDS. YOU KNOW, I WROTE THE COUNCIL MONTHS AGO WHEN I HEARD THAT THERE WAS A MOVEMENT TO CREATE A SEPARATE BOND OVERSIGHT COMMITTEE FOR THE HOUSING BONDS. IF YOU ARE GOING TO DO THAT, THEN YOU ARE GOING TO HAVE TO HAVE SEPARATE CITIZENS OVERSIGHTS FOR EVERY ONE OF THOSE PROGRAM AREAS, THAT WAS DISCRIMINATION AGAINST THE COMMUNITY DEVELOPMENT COMMISSION WHICH IS MY HUSBAND IS THE CHAIR. THEY ARE EXPERTS, THEY ARE YOUR ADVISORS ON HOUSING AND COMMUNITY DEVELOPMENT. SO TODAY WHEN I OPENED THE PAPER, AND I READ NOT ONLY ARE WE BACK THINKING ABOUT A SEPARATE OVERSIGHT COMMITTEE, JUST FOR THE HOUSING BONDS, WE ARE TALKING ABOUT HAVING A -- A CONSULTANT CREATION FUND AND BLOWING \$600,000 ON HIRING A CONSULTANT. AND THAT'S COMING FROM THE SAME PEOPLE WHO HAVE BEEN BOTHERING YOU FOR MONTHS THAT YOU NEED A SEPARATE OVERSIGHT COMMITTEE. AND I'M ASKING YOU TO BE FAIR. IF YOU ARE GOING TO DO THAT, WITH THE HOUSING BONDS, AND NOT TRUST YOUR STAFF AND NOT TRUST YOUR SITTING ADVISORY COMMITTEE, THE COMMUNITY DEVELOPMENT COMMISSION, THEN I'M REQUESTING THAT YOU EXPEND -- CREATE CONSULTANTS FOR THE PARKS FUNDS, THE PUBLIC SAFETY BOND AND ALL OF THE OTHER BONDS. BECAUSE YOU'VE GOT YOUR BOARDS AND COMMISSIONS IN PLACE TO ADVISE YOU. THERE IS NO REASON FOR A SEPARATE COMMITTEE. AND I'M GOING TO GIVE ANY TIME LEFT BACK TO THE CHAIR DONATRO RODRIGUEZ, THANK YOU, MAYOR. [ONE MOMENT PLEASE FOR CHANGE IN CAPTIONERS]

NOW WE RUN INTO A 40% SHORTFALL AND THAT'S WHY WE'RE REQUESTING THE FIVE MILLION DOLLARS IS TO COMPLETE THE CONSTRUCTION OF PHASE ONE. AND THAT'S WHY WE'RE HERE. THIS

BUILDING WAS DESIGNED BY A FLAN MEXICO CITY. HE HAS BUILDINGS ALL OVER THE WORLD. IT WILL BE A WORLD CLASS INSTITUTION. I THINK THAT THE COUNCIL BY APPROPRIATING THE FIVE MILLION DOLLARS, DISPELS THE NOTION HELD BY MANY IN THE HISPANIC COMMUNITY THAT IT IS NOT SUPPORTIVE OF HISPANIC ISSUES. [ BUZZER SOUNDS ] THAT IS WHY WE COME BEFORE YOU TODAY. THANK YOU.

Mayor Wynn: I THINK WE HAVE ANOTHER SPEAKER OR TWO AND THEN WE WILL LIKELY HAVE QUESTIONS.

[INAUDIBLE - NO MIC].

Mayor Wynn: FAIR ENOUGH. SO MR. RODRIGUEZ, YOU HAVE THREE MORE MINUTES.

LET ME SEE WHAT I CAN SPEAK APPROXIMATE THIS TIME. LIKE I WAS SAYING, THE BUILDING ITSELF IS GOING TO BE AN ARCHITECTURAL WONDER. I UNDERSTAND FROM THE BUILDER THAT THERE ARE ARCHITECT CLASSES COMING FROM UNIVERSITIES TO TOUR IT BECAUSE OF THE STYLE, THE ARCHITECT. THE UNIVERSITY OF TEXAS, A&M ARCHITECT SCLASES GONE THROUGH. WE ANTICIPATE OPENING IN JUNE OF 2007 AND WE ARE GOING TO BE OPENING, HOPEFULLY, BUT WITH ONLY A PARTIAL PHASE ONE. I DON'T KNOW WHAT ELSE TO SAY. I DO BELIEVE THIS WILL BE A JEWEL IN THE CITY OF AUSTIN. THE AREA WHERE IT'S LOCATED, I UNDERSTAND THAT THAT'S THE LAST PLACE FOR DEVELOPMENT IN THE DOWNTOWN AREA. RIGHT NOW TRAMMELL CROW HA A BIG PROJECT GOING ON, AND I WOULD HATE TO SEE THE MAC NOT BEING COMPLETED AT THIS POINT OR PHASE ONE NOT BEING COMPLETED WHILE ALL THE OTHER DEVELOPMENTS AROUND IT ARE BUILT. I DO THINK THAT IT WILL BE A JEWEL TO THE CITY OF AUSTIN. I THINK EVENTUALLY IT WILL BE ABLE TO GENERATE ENOUGH FUNDS TO SUPPORT ITSELF. AND IT'S HIGHLY SUPPORTIVE OF THE HISPANIC COMMITMENTS.

HOW YOU DOING. MY NAME IS CYNTHIA VALDEZ

AND I HAVE BEEN VACANT FROM THE CITY COUNCIL MEETINGS FOR MANY, MANY YEARS. I WAS ON THE ORIGINAL TOWN LAKE PARK COMMITTEE TASKFORCE. THE TOWN LAKE PARK TASKFORCE, WHICH WAS EVENTUALLY -- I GUESS THE CITY THEN MADE A COMMITMENT AFTER THE TOWN LAKE TASKFORCE, WE DID THE WATERFRONT ADVISORY PLANNING BOARD, WHICH WAS LOOKING AT BOTH SIDES OF THE RIVER FROM ONE SIDE TO THE OTHER SOUTH AND NORTH OF TOWN LAKE. IN THE ORIGINAL LANGUAGE OF THE ORDINANCE THAT WAS APPROVED BY THE CITY COUNCIL, THE MEXICAN-AMERICAN CULTURAL CENTER WAS ALWAYS TO BE A PART OF TOWN LAKE AND A PART OF THE TOWN LAKE PLAN. AND THIS IS FROM THE '80'S. THEY'RE TALKING ABOUT THE 90'S, I'M TALKING ABOUT THE 80'S WHEN I SAT ON THE TOWN LAKE TASKFORCE AND THE WATERFRONT ADVISORY TASKFORCE AS BEING A MEMBER OF THE OLD TOWN LAKE PARK ALLIANCE. I USED TO SIT -- IN THE (INDISCERNIBLE) HOUSE AS A MEMBER OF LEAGUE OF UNITED LATIN ARTISTS. THESE ARE THINGS THAT HAVE HISTORICALLY BEEN A PART OF OUR COMMUNITY. WE HAVE LOOKED FOR ADOPTION AND IMPLEMENTATION OF THAT PLAN AND WE HOPE THAT YOU WILL GIVE THEM THE FUNDING SO THAT THIS WILL BECOME A REALITY AND A JEWEL AND A GEM OF THE CITY OF AUSTIN, WHICH IS THE CAPITAL OF TEXAS. ON A DIFFERENT NOTE, I'M GLAD THAT YOU ARE RESPONDING SOUTH BY SOUTHWEST, THAT THAT WAS INCLUDED IN YOUR CONSENT ITEMS IF I'M NOT MISTAKEN BECAUSE IT WILL GIVE YOU AS A CITY AN OPPORTUNITY TO LOOK TO WHERE THE VENUES WILL OCCUR SO THAT THEY WILL NO LONGER OCCUR IN THE MIDDLE OF OUR NEIGHBORHOODS IN EAST AUSTIN AS THAT IS AN ISSUE THAT WE'RE HAVING TO DEAL WITH CURRENTLY RIGHT NOW. AND I JUST WANTED TO THANK YOU FOR DOING THAT, HOPING THAT YOU ALL WILL MAKE SURE THAT WHERE THEY HAVE THE VENUES IS ACTUALLY PLACED IN AREAS THAT ARE NOT INCOMPATIBLE WITH THE USE THAT IS AROUND THEM.

Mayor Wynn: THANK YOU. OUR LAST SPEAKER IS

DIANA CASS TA.....CASTANEDA.

I FEEL SOMEWHAT LIKE A VIRGIN AGAIN BECAUSE I HAVEN'T BEEN TO ANY COUNCIL MEETINGS IN MANY, MANY YEARS. BUT I'M THE FORMER CHAIR OF THE MAC BACK IN 1987 OR SO WHEN WE ACTUALLY ASKED THE COUNCIL TO RESERVE THIS SITE AT RIVER STREET FOR THE SITE OF THE MEXICAN-AMERICAN CULTURAL CENTER. AND IT HAD JUST FRUSTRATED ME TO NO END THIS MORNING TO FIND OUT THAT IT WASN'T GOING TO GET FULLY FUNDED. WHEN WE STARTED IT WAS AT APPROXIMATELY THE SAME TIME THAT THE CARVER STARTED, AND I REMEMBER WORKING WITH SOME OF THOSE MEMBERS ON THE TASKFORCE. DEBRA DUNCAN, TO NAME THE CHAIRMAN AT THE TIME, AND I WAS ACTING CHAIR BECAUSE OUR CHAIR WAS GOING TO U.T. SAN ANTONIO AND TAKE UP THE MANTEL AND WE WERE THE ONES THAT ACTUALLY DESIGNED THE FACILITY, MAYBE NOT THIS PARTICULAR FACILITY, BUT AT LEAST A FOOTPRINT OF THIS FACILITY. AND TO FIND OUT TODAY THAT SOMEONE IS BEING REMISS IN REMEMBERING THAT THIS FACILITY NEEDS TO BE COMPLETED, IT'S JUST BEYOND ME. I REMEMBER THAT I TALKED TO BRUCE WILKINS AND I SAID TO HIM, BRUCE, THIS THING HAS NOT GOT TO GET DONE BECAUSE BEFORE YOU KNOW IT I'M GOING TO BE OLD, MY KIDS ARE GOING TO GROW UP AND I'M GOING TO HAVE GRANDCHILDREN, AN GUESS WHAT, I'VE GOT GRANDCHILDREN. THEY'RE HERE, THEY'RE NOW AND I WANT MY GRANDCHILDREN TO BE ABLE TO -- I WANT TO BE ALIVE TO BE ABLE TO TELL MY GRANDCHILDREN, DO YOU KNOW WHAT, GRANDMA HAD A LOT TO DO WITH THIS BUILDING BEING BUILT HERE AND THIS BUILDING IS BEING BUILT HERE FOR YOU. AND I WANT TO SAY THAT I'VE TRAVELED ON THE TIME I WAS ON THE SCHOOL BOARD AND I WAS FORTUNATE ENOUGH TO TRAVEL TO DAY BREAK STAR THAT WAS ONE OF THE FACILITIES THAT WAS BUILT ON A FORT IN WASHINGTON STATE. AND I WAS ABLE TO LOOK AT THAT FACILITY AND SEE HOW MUCH THE NATIVE AMERICANS HAVE CONTRIBUTED TO THE FACILITY AND THE DEDICATION OF THE COMMUNITY AND SEATTLE TO

GET THIS FACILITY TO COME TO FRUITION. IT'S A MAGAZINE..... MAGNIFICENT FACILITY AND I HOPE THAT YOU WILL TAKE IT TO HEART AND TAKE IT AS AN OBLIGATION TO FINISH THIS PROJECT, IF NOT FOR ME, FOR MY GRANDCHILDREN BECAUSE I WANT THEM TO ENJOY IT NOW. I BELIEVE THAT JUST LIKE THE CARVER THAT'S BEEN FUNDED AND HAS BEEN COMPLETED, THAT WE NEED TO HAVE THIS DONE. FOLKS, WE'VE BEEN HERE WAY MORE THAN 500 YEARS AS A PEOPLE OF COLOR AND AS A NATION OF NATIVE AMERICANS, AND IT'S WAY PAST TIME THAT PUSH COMES TO SHOVE AND THAT WE GET THIS DONE AND THAT WE GET IT DONE APPROPRIATELY AND THAT IT IS A SYMBOL JUST AS IT IS THE DAYBREAK STAR FOR THE NATIVE AMERICANS UP NORTH. WE'VE GOT TO GET IT DONE AND IT SHOULD BE DONE COMPLETE. IT SHOULD BE FINISHED OUT. IT SHOULD HAVE THE TERRACES COMPLETED. [ BUZZER SOUNDS ] AND YOU SHOULD BE PROUD WHEN IT'S DONE THAT IT IS A SHINING STAR AND SYMBOL AND YOUR RECOGNITION OF MY CULTURE AND THE CULTURE OF THE NATIVE AMERICANS AND THE MEXICANS IN THIS PART OF THE WORLD BECAUSE WE'VE NOT BEEN RECOGNIZED IN SUCH A WAY ACROSS THE NATION, AND IT'S TIME, FOLKS. THANK YOU VERY MUCH. AND COUNCILMEMBER MARTINEZ I NEED TO TALK TO YOU. IT'S ABOUT OUR WOMEN OF COLOR CONFERENCE NEXT WEEKEND, BUT I STILL NEED TO TALK TO YOU.

Mayor Wynn: FOLKS, SO CONCLUDES THE CITIZEN TESTIMONY AS PART OF THIS ITEM, 2-3. I THINK I WOULD LIKE TO ASK THE IS CITY MANAGEMENT TO JUST RESPOND AND HELP US CLARIFY AND UNDERSTAND WHAT I THOUGHT I UNDERSTOOD ABOUT HOW WE HAVE BEEN CHARACTERIZING PHASE ONE AT THE MAC AND WHAT WILL BE COMPLETED WITH THE DOLLARS WE'VE ALREADY APPROPRIATED.

GOOD MORNING, MAYOR AND COUNCIL, RUDY GARZA, ASSISTANT CITY MANAGER. LET ME CLARIFY. FIRST OFF, I BELIEVE THE COUNCIL SHOULD BE VERY PROUD FOR FULLY APPROVING AND FUNDING OVER \$16 MILLION FOR WHAT IS

GOING TO BE PHASE ONE OF THE MAC. I BELIEVE WHAT'S HAPPENING IS WE HAD THE ORIGINAL ALLOCATION OF DOLLARS DUE TO JUST THE NATURAL COST INCREASES. THE FINAL APPROVED PHASE ONE DESIGN IS WHAT WE ARE BUILDING. WHAT SOME OF THE CONCERNS ARE IS THAT THE ORIGINAL CONCEPT CALLED FOR A LARGER, MORE EXPANDED FACILITY, WHICH WE ARE INCLUDED IN OUR ADDITIONAL FUNDING AS PART OF PHASE TWO. SO I DO WANT TO START OFF BY SAYING THAT PHASE ONE OVER \$16 MILLION WILL COMPLETE THE FACILITY, A BEAUTIFUL FACILITY, BUT I DO RECOGNIZE AND CAN APPRECIATE THE FRUSTRATION THAT THE ORIGINAL CONCEPT AS IS THE CASE WITH MANY PROJECTS IS NOT FULLY FUNDED. WE ARE PREPARED TO AT THIS POINT IN THE NEAR FUTURE TO MOVE FORWARD WITH CONSTRUCTION DRAWINGS AND DESIGN TO COMPLETE PHASE TWO, BUT AT THIS POINT I DO WANT TO CLARIFY THAT AGAIN THE COUNCIL HAS APPROVED AND WE HAVE FUNDED THE APPROVED PHASE ONE DESIGN OF THE FACILITY.

GRAND OPENING WILL BE IN JUNE.

Mayor Wynn: FOLKS, HANG ON. COUNCILMEMBER KIM.

Kim: MR. GARZA, DO YOU THINK YOU COULD MEET WITH SOME OF THE CITIZENS AND MAYBE PLAN A MEETING WHERE YOU CAN TALK ABOUT THE HISTORY AND WHERE WE ARE RIGHT NOW AND WHAT THEY WANT FOR THE NEXT FIVE MILLION AND TO MAKE SURE YOU'RE ALL ON THE SAME PAIN. I THINK THERE'S A BIT OF CONFUSION. I'M A BIT CONFUSED. DO YOU THINK YOU CAN DO THAT SO WE CAN HAVE A PLAN AND MAKE SURE EVERYONE UNDERSTANDS WHAT'S IN THAT PLAN AND WHAT HAS BEEN DONE UP TO -- MY UNDERSTANDING IS IT'S FOR FULLY FUNDED. WE'RE GOING TO BE DONE, READY TO OPEN. THERE ARE OTHER PARTS OF THIS PROJECT THAT ARE ADDITIONAL PHASES AND THIS IS NEW MONEY THAT WILL FUND THAT. CAN WE GO AHEAD AND CLEAR UP SOME OF THAT CONFUSION. MAYBE A MEETING WITH HELP CLEAR THAT UP AND SOME

RENDERINGS AND GO THROUGH THE HISTORY OF WHAT THE ORIGINAL CONCEPT AND WHAT WE HAVE RIGHT NOW SPLIT UP?

YES, MA'AM, WE CAN CERTAINLY DO THAT.

Kim: THANK YOU.

Mayor Wynn: COUNCILMEMBER MARTINEZ.

Martinez: MAYOR, I JUST THINK THAT DUE TO THE LEVEL OF CONCERN AND THE LEVEL OF CONFUSION THAT I'M SEEING HERE TODAY, THIS IS THE FIRST I'VE HEARD OF THIS. THIS IS THE FIRST THAT I'VE HEARD OF ANY TYPE OF ISSUES AS IT RELATES TO THE MAC. I WAS UNDER THE COMPLETE UNDERSTANDING THAT PHASE ONE WAS FULLY FUNDED, AND I THINK HOW WE'RE DEFINING PHASE ONE IS DIFFERENT FROM WHAT THE COMMUNITY UNDERSTANDS AS THE DEFINITION THAT THEY UNDERSTOOD WHEN THESE COMMITMENTS AND AGREEMENTS WERE MADE. SO I'M JUST EXTREMELY UNCOMFORTABLE WITH APPROVING ANYTHING TODAY WITHOUT CONSIDERING THE COMMITMENTS THAT WE MADE. I JUST WANT US TO BE ON THE SAME LEVEL OF UNDERSTANDING. IF WE'RE NOT GOING TO FUND THE MAC TO THE LEVEL THAT WE SAID, LET'S SAY WHY WE'RE DOING THAT. AND IF WE ARE GOING TO MAKE THE COMMITMENT TO THE MAC, THEN LET'S SHOW THAT IN OUR BOND FUNDING PROGRAM. SO I'M NOT COMFORTABLE WITH THIS RIGHT NOW, MAYOR, AND I DON'T KNOW WHAT TO DO AT THIS POINT, WHETHER OR NOT THIS SPECIFIC ITEM CAN BE ADDRESSED TODAY. BUT THERE'S SOME SEVERE CONFUSION WITHIN THE COMMUNITY THAT IS SOMETHING THAT'S NEWS TO ME.

MAYOR, I DO WANT TO BE CLEAR THAT THE PROJECT -- THERE IS NO DESIGN OR CONSTRUCTION DRAWING THAT WILL BE LEFT UNCOMPLETED. SO THE APPROVED DESIGN, THE APPROVED CONSTRUCTION DRAWINGS WILL BE FULLY -- ARE FULLY FUNDED AND WILL BE COMPLETED. WHAT'S BEING TALKED ABOUT WILL REQUIRE ADDITIONAL DESIGN, ADDITIONAL CONSTRUCTION DRAWINGS,

ADDITIONAL BIDDING. NOW, I WOULD AGREE THAT WE WILL NOT BE FULLY FUNDING IF IN FACT THERE WAS A DESIGN IN PLACE THAT WAS NOT GOING TO BE COMPLETED, BUT THE DESIGN AND CONSTRUCTION DRAWINGS WILL BE FULLY COMPLETED. AND CERTAINLY WE CAN LOOK AT ADDITIONAL DESIGN AND ADDITIONAL CONSTRUCTION DRAWINGS.

Mayor Wynn: SO MR. GARZA, MY INSTINCT IS THAT MS. RENTER REI CAN'T MADE AN INTIEWF ACTIVE COMMENT THAT WE HAVE A CONTRACTOR OUT THERE, IF WE WERE TO BID THIS WHILE HE OR SHE IS STILL OUT THERE, THERE WOULD BE SOME COST EFFICIENCIES, BUT THE FACT OF THE MATTER IS EVERYTHING THAT HAS CONSTRUCTION DOCUMENTS, PHASE ONE, IS GOING TO BE COMPLETE. IF WE WANTED TO BUILD PHASE TWO, WE THEN HAVE TO GO ENHANCE THE DESIGN AND DEVELOPMENT, BUT WHAT WE REALLY HAVE TO DO IS HAVE YOU TO GO CREATE THE CONSTRUCTION DOCUMENTS, WHICH IS MONTHS AND MONTHS AND MONTHS' WORTH OF DOCUMENTATION AND DRAWING. AND THEN AND ONLY THEN WE COULD GO OUT TO BID THE NEXT PHASE, NEXT STEP, NEXT PORTION OF THE LARGER PLAN, CORRECT?

THAT'S CORRECT.

Mayor Wynn: AND OUR BIDDING PROCESS JUST BY STATE LAW AND OTHER VERY IMPORTANT MANDATES THAT WE HAVE, THE BIDDING PROCESS, SONDR, REMIND ME, IS PROBABLY MONTHS' WORTH OF NOTIFICATION, OUTREACH, VERIFICATION AND THEN AWARD.

RIGHT. THAT'S RIGHT. AND AS YOU STATED, THE DESIGN FOR THIS NEXT PORTION HAS NOT BEEN COMPLETED YET. SO WE DO HAVE A PROPOSAL FROM THE CONSULTANT TO COMPLETE THAT. BUT THAT WOULD TAKE SIX TO NINE MONTHS TO COMPLETE IT AND GET IT FULLY READY TO GO. AND THEN IT'S GOING TO TAKE FOUR TO SIX MONTHS TO GO TO THE BIDDING PROCESS AND GET THE CONTRACTOR ON BOARD.

SO TODAY IF THIS COUNCIL WOULD UNANIMOUSLY ANNOUNCE OUR INTENT TO PLOW AHEAD AND BUILD THIS NEXT SEGMENT OF THE MASTER PLANNED MAC, YOU WERE PROBABLY LOOKING AT A YEAR OR MORE BEFORE THAT COULD BEGIN TO OCCUR OVER ON THE SITE.

AND CERTAINLY THAT WOULD MEAN TO ADDRESS THIS STATEMENT, WOULD MEAN WE WOULD DELAY THE OPENING THROUGHOUT THAT ENTIRE TIME IN ORDER TO REALIZE WHAT IS, I GUESS, ASSUMED TO BE STAGING TO STAGING. THAT IS CERTAINLY WHAT WOULD HAVE TO HAPPEN.

Mayor Wynn: MY EXPERIENCE IS IF A CONTRACTOR IS THERE ON SITE TODAY, WHICH THEY'RE THERE, I JOGGED BY THERE THE OTHER DAY, THEY -- VERY FEW CONTRACTORS THAT I KNOW OF CAN'T AFFORD TO LET ALL OF HIS OR HER STAGING EQUIPMENT, MATERIAL, FENCING, BARRICADING, ALL THAT TO SIT IDLE FOR THE YEAR OR MORE AND WE'LL BE WAITING THEN TO PULL THE TRIGGER AND HAVE THE CONSTRUCTION. SO IN A SENSE UNFORTUNATE THROUGH THERE IS NO ECONOMIES LIKELY IF IT HAS TO SIT IDLE AND FOR A YEAR OR MORE THE CONTRACTOR OBVIOUSLY WILL GO OUT AND HAS OTHER WORK HOPEFULLY TO DO ACROSS THE REGION.

LET ME THROW THIS OUT AND SEE IF THIS HELPS YOU GET TO A CONCLUSION. MY UNDERSTANDING IS WE DO NOT HAVE CONSTRUCTION DOCUMENTS FOR THE REMAINDER OF THE CRESCENT, BUT WE DO HAVE AN ARCHITECT'S PROPOSAL FOR IT.

CORRECT.

AND WE HAVE A PROPOSAL THAT SAYS FOR ABOUT \$500,000.

THAT'S RIGHT.

WE COULD TURN THOSE PROPOSALS INTO CONSTRUCTION DOCUMENTS TO FINISH THE CRESCENT.

CORRECT.

AND THAT THAT COULD TAKE ABOUT?

SIX TO NINE MONTHS. TO GET THOSE CONTRACT DOCUMENTS COMPLETED AND PREPARED.

SO ONE THING WE MIGHT DO, SO JUST TO TALK ABOUT HOW WE TRIED TO GET US TO THE FINISH HERE, IF YOU WERE TO LOAD IN JUST \$500,000 THIS YEAR -- BECAUSE WHAT YOU'RE UNDER CONSTRUCTION WITH RIGHT NOW IS IF I UNDERSTAND THIS CORRECTLY, SONDRRA, EVERYTHING YOU HAVE CONSTRUCTION DOCUMENTS FOR IS UNDER CONSTRUCTION RIGHT NOW ON SITE TO FINISH FOR A HARD OPENING IN JUNE. YOU ADD \$500,000 TO THE TABLE, YOU CAN TAKE THE ARCHITECTURAL DESIGN PROPOSAL FOR THE REST OF THE CRESCENT AND TURN THOSE INTO CONSTRUCTION DOCUMENTS THIS YEAR SO THAT AT THE BEGINNING OF NEXT YEAR OR NEXT YEAR'S SPENDING PLAN, YOU CAN BEGIN CONSTRUCTION ON THE REMAINDER OF THE CRESCENT.

OR PUT ANOTHER WAY, IF WE WANTED TO ALLOCATE FIVE MILLION DOLLARS TODAY, WE WOULD ONLY SPEND 500,000 OF THAT OVER THE NEXT YEAR TO EVEN GET TO WHERE WE WOULD BE IN ORDER TO SPEND FOUR AND A HALF MILLION DOLLARS MORE NEXT YEAR.

THAT'S EXACTLY RIGHT. EVEN IF WE GOT THE APPROPRIATION THIS YEAR WE WOULDN'T BE ABLE TO SPEND IT. THE ONLY THING WE COULD ACCOMPLISH THIS FISCAL YEAR WOULD BE TO DO THE DESIGN.

Mayor Wynn: FINISH THE DESIGN, START AND FINISH THE CD'S THAT AND PERHAPS IS A HALF MILLION DOLLARS -- BY THE WAY --

WE HAVEN'T NEGOTIATED, THAT'S A PROPOSAL WE'VE RECEIVED.

Mayor Wynn: AND I PRESUME THIS PROPOSAL IS

FROM THE RIGHT ARCHITECT?

THAT'S CORRECT.

Mayor Wynn: ALL RIGHT. MAYOR PRO TEM.

Dunkerley: MAYOR, THIS IS EXACTLY WHAT I WAS GOING TO PROPOSE. I THINK JUST BECAUSE AS SOON AS THIS PROJECT IS READY TO GO TO CONSTRUCTION AND GO OUT FOR BID, WHEN THAT CONTRACT IS BROUGHT BACK, WHAT THE STAFF NORMALLY DOES WILL BRING BACK THE REIMBURSEMENT RESOLUTION IN ORDER TO SET UP THAT TOTAL PROPOSAL. SO IF IN FACT WE DO ADD THE 500,000 FOR THIS YEAR, AS SOON AS IT'S READY TO GO TO CONSTRUCTION, YOU WILL SEE THEM BRINGING BACK THAT APPROPRIATION SO THAT IT CAN GO FORWARD. WE DO THIS FOR CASH MANAGEMENT PURPOSES. WE DON'T WANT TO GO AHEAD AND SELL X MILLION DOLLARS' WORTH OF BOND THAT ARE GOING TO SIT THERE THAT WE HAVE TO PAY INTEREST ON. SO WE HAVE TO TIME THAT IN SUCH A WAY THAT THE PROJECT GOES AS QUICKLY AS IT CAN GO, BUT WE DON'T SELL THE BONDS UNTIL WE ABSOLUTELY HAVE A CONTRACT READY TO GO. SO DOING IT THIS WAY, ADDING THE DESIGN DOLLARS RIGHT NOW WILL MEAN YOUR PROJECT WILL GO AS QUICKLY AS POSSIBLE. SO THAT WOULD BE MY RECOMMENDATION. AND THAT'S WHAT I WAS TRYING TO SEE IF -- WE HAD THAT NUMBER READY. WE DO THIS FREQUENTLY. RIGHT NOW ALL OF THIS BUDGET AMENDMENT HERE, WE ARE ALSO DOING A REIMBURSEMENT RESOLUTION, WHICH MEANS THAT WE WILL ACTUALLY SELL A BOND IN SEPTEMBER. BUT THAT DOESN'T MEAN WE CAN'T START ON THAT PROJECT RIGHT NOW. SO WHEN WE GET READY TO GO TO CONSTRUCTION ON THIS NEXT PHASE OF THE MAC, WE'LL DO THE REIMBURSEMENT RESOLUTION, WE WILL START ON IT, AND THE FOLLOWING SEPTEMBER WE'LL PAY THE CASH AND REIMBURSE THAT ACCOUNT BACK. SO IT WILL IN NO WAY SLOW DOWN THIS PROJECT IF WE ADD JUST THE 500,000 RIGHT NOW. AND I WANTED TO MAKE SURE THAT EVERYBODY UNDERSTOOD THAT THIS IS TYPICALLY WHAT WE DO AND HOW WE DO IT. SO

MY RELIGIOUS WOULD BE JUST TO DO THAT, JUST TO ADD THE 500,000..... 500,000 FOR DESIGN AND THEN AS SOON AS IT'S READY TO GO TO CONSTRUCTION, COME BACK WITH THAT REIMBURSEMENT RESOLUTION SO WE CAN MOVE FORWARD.

THERE'S BEEN A MOTION BY THE MAYOR PRO TEM DUNKERLEY TO APPROVE ITEMS TWO THROUGH AS POSTED, ALLOCATING AN ADDITIONAL --

WE MAY HAVE TO BRING IT BACK TO THE 22nd FOR THE 500,000.

Mayor Wynn: STATING THE INTENT TO ALLOCATE AN ADDITIONAL \$500,000 IMMEDIATELY, THE GOAL BEING TO HAVE STAFF THEN NEGOTIATE THE PROPOSAL WITH THE ARCHITECT AND FINISH THE CONSTRUCTION DOCUMENTS FOR THIS NEXT PHASE OF THE MAC MASTER PLAN AND TO BRING BACK MONTHS LATER WHATEVER THOSE ARE COMPLETE TO BRING BACK THE APPROPRIATE REIMBURSEMENT RESOLUTION FOR THE ADDITIONAL SPENDING OF THE APPROXIMATELY FOUR AND A HALF MILLION DOLLARS LEFT TO BUILD THAT NEXT PHASE.

Martinez: I DO HAVE SOME QUESTIONS. PLEASE HAVE THE CHAIRMAN OF THE MAC ADVISORY BOARD TO COME FOWP A SEC. I WANTED TO ASK YOU IF YOU COULD HELP ME UNDERSTAND WHERE THIS GAP IN UNDERSTANDING EXISTS. WE TALK ABOUT A CONCEPTUAL PHASE ONE AND THEN WE TALK ABOUT AN ACTUAL COMMITMENT TO PHASE ONE. HELP ME GET THROUGH THAT.

RIGHT NOW THE 500,000-DOLLAR MONEY THAT YOU ALL ARE ALLOCATING HERE AT THIS GO ROUND, BACK IN 1998 WHEN THE MONIES WERE APPROPRIATED, WE HAD THE REQUIRED COMMUNITY MEETINGS AND IFERG ELSE AND WE CAME UP WITH AN ARCHITECTURAL PLAN. WE CONTRACTED WITH BELL AND ASSOCIATES TO GO AHEAD AND DRAFT THEM FOR US. AND THEY SAID OKAY, WE HAVE SO MUCH MONEY, THEREFORE THIS IS HOW MUCH WE CAN BUILD. AND THAT'S PHASE

ONE. SO WE HAD THAT IN PLACE. AND THEN IT WAS YEARS LATER THE MONEY WAS NOT BEING RELEASED, SO THEREFORE ALL AFTER SUDDEN WHEN THE MONEY WAS RELEASED AND I SAY WE HAVE SO MUCH MONEY, CONSTRUCTION, MATERIAL COST VZ GONE UP 40 PERCENT, SO NOW WE DON'T HAVE MONEY TO BUILD ALL OF THE PROPOSED PHASE ONE, SO WE HAVE TO SCALE DOWN. SO THAT'S WHERE THE CONFUSION RUNS. PHASE ONE IS WHAT IS ABLE TO BUILD WITH THE DOLLARS AT THE TIME THEY WERE BEING RELEASED, 2005, NOT BACK WHEN IT WAS CONCEPTUALIZED AND PLANNED. SO THAT'S WHERE THE MISCONCEPTION IS HERE. WE UNDERSTAND THAT THERE'S A PHASE ONE, BUT NOW THAT THE MONIES WERE DELAYED, NOW WE DON'T HAVE MONEY TO DO ALL OF PHASE ONE. NOW PHASE ONE IS THIS PART. SO WE'RE STILL WORKING ON THE PART THAT PHASE ONE IS THE ENTIRE ORIGINAL PROPOSED CONCEPT.

Martinez: SO MY UNDERSTANDING IS EVEN IF WE ALLOCATE THESE FUND TODAY WE'RE NOT GOING TO BE ABLE TO START CONSTRUCTION. IF WE ALLOCATE \$5 MILLION IN FUNDING TODAY, WE'RE NOT PREPARED OR CAPABLE OF MOVING FORWARD WITH COMPLETING WHAT YOU GUYS BELIEVE IS PHASE ONE, WHAT WE BELIEVE IS PHASE ONE.

UNDERSTOOD.

Martinez: SO OVER TIME THE COST OF CONSTRUCTION HAS GONE UP AND REQUIRED US TO SCALE BACK SO THAT WE CAN FIT THOSE ALLOCATED DOLLARS INTO WHAT WE COULD BUILD AT THE TIME. IT SEEMS LIKE THE BEST THING THAT WE CAN DO TODAY IS COMPLETE THE PLANS THROUGH THE ARCHITECTS AND THEN COME BACK NEXT YEAR WITH WHATEVER WE CAN FUND AND WHATEVER IS CAPABLE OF BEING CONSTRUCTED AT THAT TIME.

I THINK A LITTLE WIN-WIN SITUATION FOR EVERYONE.

Martinez: I APPRECIATE YOU GUY'S HELP.

I WANTED TO ADD THAT PHASE ONE WAS THE ENTIRE CRESCENT. THAT'S ALWAYS BEEN THE CASE. CONCEPTUAL OR OTHERWISE. AND WHEN THE CITY -- WHEN WE DIDN'T SELL THE BONDS AND WE DIDN'T HAVE THE MONEY, THEN IS WE AGREED TO POSTPONE IT BECAUSE THE CITY WAS GOING THROUGH A DOWNTURN. WE SHOULD BE REWARDED BECAUSE WE DID DO THAT AND WE HAD TO TALK TO THE COMMUNITY. BUT IT WAS ALWAYS THE WHOLE CRESCENT. IT WAS NEVER HALF. AND WHEN THE CITY CAME TO US AND SAID, WE NEED TO SCALE DOWN SO WE'RE GOING TO REDESIGN, WE SAID NO, LET'S NOT REDESIGN. LET'S GO WITH WHAT WE HAD IN 1998 AND WHAT PROPOSED. SO WE'RE THE ONES THAT INSIST THAT NO REDESIGN. LET'S JUST DO IT AS WE CAN, BUT LET'S DO IT. THAT'S WHY THE FIVE MILLION DOLLARS WERE SO IMPORTANT SO WE COULD FINISH PHASE ONE, PERIOD, THE WHOLE THING, THAT WOULD GIVE US THE CLASSROOM SPACE, THE DANCE STUDIOS. WHAT WILL WE DO IF WE HAVEN'T DONE THAT ANYWAY. WE WILL JUST HAVE PERFORMANCE SPACE BASICALLY, WHICH IS WONDERFUL, BUT WE NEED TO DEVELOP OUR AUDIENCE, WE NEED TO DEVELOP OUR AUDIENCE IN THIS COMMUNITY, IN THE LATINO COMMUNITY, AND WE NEED THOSE KIDS IN THERE, WE NEED THEM PARTICIPATING. RIGHT NOW I HATE TO TELL YOU WHERE THEY'RE REHEARSING. THEY'RE REHEARSING AT THRIFT STORES, IN BASEMENTS, REHEARSING ALL OVER THE PLACE. SO I REALLY DO THANK YOU FOR TAKING SUCH DELIBERATE CARE OF US. THANK YOU.

Mayor Wynn: MAYOR PRO TEM?

Dunkerley: I JUST WANTED TO ASSURE YOU THAT THIS LATEST PROPOSAL WILL GET YOU THAT MONEY AS QUICKLY AS CAN YOU USE IT.

THANK YOU VERY MUCH.

Dunkerley: YOU'RE WELCOME. THANK YOU.

Mayor Wynn: SO AGAIN WE HAVE A MOTION AND A SECOND ON THE TABLE TO APPROVE ITEMS TWO

AND THREE AS POSTED WITH FURTHER DIRECTION TO THE CITY MANAGER TO BRING BACK AS SOON AS POSSIBLE THIS ADDITIONAL HALF MILLION DOLLARS IN ORDER TO NOT LOSE ANY SEQUENCE OF TIMING ON THE NEXT PHASE. AND ESSENTIALLY ANNOUNCING OUR INTENT AS A COUNCIL TO THEN BE PREPARED TO VOTE ON A REIMBURSEMENT RESOLUTION HERE IN A FEW MONTHS THAT WILL ALLOW, AGAIN, IMMEDIATE CONSTRUCTION UPON THE COMPLETION OF THE CONSTRUCTION DOCUMENTS. AND SECONDED BY COUNCILMEMBER MARTINEZ. FURTHER COMMENTS? HEARING NONE, ALL THOSE IN FAVOR PLEASE SAY AYE.

AYE.

Mayor Wynn: OPPOSED? MOTION PASSES ON A VOTE OF SIX TO ZERO WITH COUNCILMEMBER MCCracken OFF THE DAIS. SO COUNCIL, I BELIEVE THAT GETS US THROUGH ALL OF OUR POTENTIAL DISCUSSION ITEMS ITEMS EIGHT AND 10 WILL OCCUR AFTER THE HOUSING MEETING. ITEM 9 WILL OCCUR A OUR CLOSED SESSION DISCUSSION. SO OU OBJECTION WE WILL GO INTO CLOSED SESSION FOR ABOUT 30 MINUTES, WE'LL ON COME BACK OUT AT NOON FOR OUR GENERAL CITIZEN COMMUNICATION. IN CLOSED SESSION PURSUANT TO 551.071 WE MAY TAKE UP ITEM NUMBER 35 RELATED TO LEGISLATIVE ISSUES REGARDING THIS SESSION. FOR ITEM 37 REGARDING LEGAL ISSUES AROUND THE AUSTIN REVITALIZATION AUTHORITY, WHICH RELATES TO ITEM NUMBER BE 9. WE MAY ALSO TAKE UP PURSUANT TO SECTION 551.072 ITEM NUMBER 39 REGARDING REAL PROPERTY IN SOUTHEAST AUSTIN OFF RIVERSIDE DRIVE. WE ARE NOW IN CLOSED SESSION FOR 30'S MINUTES. WE'LL BE BACK AT NOON. THANK YOU. BEING NOW NOON WE WILL NOW GO TO OUR GENERAL CITIZEN COMMUNICATION. OUR FIRST SPEAKER IS MR. PAT JOHNSON, WHO WILL BE FOLLOWED BY JIMMY CASTRO. WELCOME. YOU WILL HAVE THREE MINUTES.

COUNCILMEMBER MARTINEZ, YOU WASN'T HERE, COUNCILMEMBER COLE YOU WASN'T ON COUNCIL AT THE TIME THOSE RULES WERE ADOPTED. WHEN

THOSE RULES WERE ADOPTED THEY INCLUDED CERTAIN REASONS WHY WE DON'T ISSUE WRECKER LICENSES TO CERTAIN TYPES OF INDIVIDUALS. MAINLY BECAUSE OF THE NATURE OF THE BUSINESS. A TOW TRUCK OPERATOR COULD BE SUMMONS BY A.P.D. AT ANY TIME OF THE DAY OR NIGHT IN VERY REMOTE LOCATIONS, ON A SERVICE ROW.... ROTATION. AND WHEN THAT WRECKER DRIVER COMES IN CONTACT WITH A CITIZEN, THE CHANCES OF THAT -- THE REASON FOR THE RULES IS TO KEEP CERTAIN TYPES OF CONVICTED FELONS AWAY FROM OUR CITIZENS. NOW, THIS INDIVIDUAL HERE RAPED A 12-YEAR-OLD CHILD. HE WAS CHARGED BY A.P.D.'S CRIME UNIT, SEX CRIMES UNIT. AT THE TIME HE WAS CHARGED, ASSISTANT CITY ATTORNEY MANAGER MICHAEL MCDONALD WAS WORKING FOR THE POLICE DEPARTMENT. ONE OF THE REASONS FOR DENIAL AFTER TOW TRUCK OPERATOR'S LICENSE IS IF YOU'VE BEEN CONVICTED OF A SEXUAL OFFENSE. INDECENCY WITH A CHILD BY SEXUAL CONTACT IS GROUNDS TO DENY THE APPLICANT BASED ON THE RULES THAT THIS COUNCIL PASSED LAST JUNE. THE HIGHWAY ENFORCEMENT COMMAND, THEY DENIED NOT ONCE, BUT TWICE THIS APPLICANT'S APPLICATION FOR A WRECKER LICENSE BECAUSE THEY SAW A NEED TO KEEP THIS TYPE OF INDIVIDUAL AWAY FROM OUR CITIZENS. BUT THE CITY MANAGER'S OFFICE, MR. MCDONALD SPECIFICALLY, WHICH SIGNED OFF ON THE RULE ON NOVEMBER 30TH, OVERTURNED THE POLICE DEPARTMENT, THE SAME DEPARTMENT THAT WE PAY OUR TAX DOLLARS TO PROTECT US FROM PEOPLE LIKE THIS INDIVIDUAL, TO OVERTURN AND ISSUE THIS PERSON A WRECKER LICENSE GIVING HIM THE ACCESS TO OUR CITIZENS. NO POLICE OFFICER WANTS TO LEAVE A CONVICTED CHILD MOLESTER WITH A TAINLED DRIVER AT NIGHTTIME. OR DURING THE DAYTIME AT ALL. FOR THE SAFETY OF OUR CITIZENS AND THE MANY VISITOR TO COME TO OUR COMMUNITY, THIS WRECKER LICENSE SHOULD BE REVOKED. I DON'T KNOW HOW WE'LL HAVE -- HOW ANYBODY ON THIS COUNCIL WILL EXPLAIN TO A PARENT HOW IT IS THAT WE ISSUED A WRECKER LICENSE OR PUT SOMEBODY IN A TOW TRUCK THAT GAVE HIM ACCESS TO HIS OR HER

DAUGHTER THAT ENDS UP GETTING SEXUALLY RAPED BY THIS INDIVIDUAL. SEX OFFENDERS CANNOT BE REHABILITATED. THEY CANNOT BE TRUSTED. IT'S A KNOWN FACT. [ BUZZER SOUNDS ] ACCORDING TO THE WILLIAMSON COUNTY DISTRICT ATTORNEY'S OFFICE, FELONS CONVICTED OF THIS SAME TYPE OFFENSE WITH THE SAME AGE GROUP, THE RISK LEVEL IS EITHER HIGH OR MODERATE. IT'S NOT LOW. THE RISK LEVEL IS HIGH. SO COUNCIL, I WOULD LIKE TO HEAR FROM THE STAFF ON THIS ISSUE TO TELL THE PUBLIC, TO GIVE THE PUBLIC SOME REASSURANCES ON THIS LICENSING REQUIREMENT THAT WE'RE GIVEN -- GIVING CONVICTED CHILD MOVER.... MOLESTERS A WRECKER'S LICENSE. IS IT TOO MUCH TO GET A RESPONSE FROM STAFF FOR THE PUBLIC TO SO THEY WILL KNOW THEY DON'T HAVE ANYTHING TO WORRY ABOUT. THANK YOU, MAYOR.

Mayor Wynn: THANK YOU, MR. JOHNSON. FOLLOWING CITIZEN COMMUNICATION THERE MAY BE SOME QUESTIONS. WELCOME JIMMY CASTRO.

GOOD AFTERNOON. I DO HAVE SLIDES TO SHOW THU AFTERNOON. I'M HERE ON SPEAK ON MY OWN BEHALF. THIS FIRST SLIDE SHOWS I'M HERE TO INVITE EVERYONE TO THE STAR OF TEXAS FAIR AND RODEO MARCH NINTH THROUGH THE 24TH. THE STAR OF TEXAS FAIR AND RODEO SCHOLARSHIP PROGRAM IS OPENED TO STUDENTS FROM 54 COUNTIES WITHIN TEXAS. THIS IS THE LARGEST YOUTH EDUCATION FUND-RAISER IN CENTRAL TEXAS. EVERYONE IS INVITED TO THE COWBOY BREAKFAST AT AUDITORIUM SHORES FROM SIX A.M. TO NINE A.M. ON FRIDAY, MARCH THE NINTH. CAPITAL METRO WILL BE PROVIDING RIDES TO THE TRAVIS COUNTY EXPOSITION CENTER. THE SUNRISE STAMPEDE FIVE K AND THE KIDS RODEO RUMBLE ONE K WILL BE HELD ON SATURDAY, MARCH THE 10th. SOME OF THE FEATURED RODEO EVENTS WILL INCLUDE BARREL RACING, CALF SCRAMBLE, BULL RIDING AND MUTTON BUSTING. THE CROWNING OF MS. RODEO AUSTIN WILL ALSO TAKE PLACE. THE 2007 AUSTIN RODEO GALA WAS A HUGE SUCCESS. IF YOU'RE LOOKING FOR A BARBECUE COOK OFF, IT'S MARCH

17 THE THROUGH 19TH. KIDS WILL ENJOY KIDS TOWFN AND THE PETTING ZOO. NEARLY 10,000 YOUNG TEXANS WILL BRING LIVESTOCK PROJECTS THAT THEY HAVE SPENT COUNTLESS HOURS WORKING ON. OVER THE LAST 20 YEARS THE STAR OF TEXAS FAIR AND RODEO AWARDED \$18 MILLION TO 13,500 KIDS. IN 2006 THE STAR OF TEXAS FAIR AND RODEO AWARDED \$272,000. THE PREPARATION FOR THE SHOW IS A YEAR-ROUND ENDEAVOR. THIS IS A CLIMAX OF A YEAR'S WORK BY THE 4-H CLUB MEMBERS. THESE SCHOLARSHIPS WILL HELP THOSE WHO MIGHT NOT OTHERWISE HAVE HAD THE GOLDEN OPPORTUNITY. THE YOUNG MEN AND WOMEN OF THE FUTURE FARMERS OF AMERICA WHO WEAR THE BLUE AND GOLD BUSINESS WEAR THEM WITH PRIDE BECAUSE AGRICULTURE GRA BUSINESS IN TEXAS IS GOOD BUSINESS. TODAY THE STAR OF TEXAS FAIR AND RODEO HAS MORE THAN 2,000 VOLUNTEERS WHO CONTRIBUTE THEIR TIME AND TALENTS. FINALLY, THANKS TO THE GENEROUS SUPPORT OF ESTABLISHED BUYERS GROUP, AREA BUSINESSES AND THOUSANDS OF VISITORS, THIS HAS MADE THE STAR OF TEXAS FAIR AND RODEO THE SUCCESS IT IS TODAY. THANK YOU, MAYOR WYNN.

Mayor Wynn: THANK YOU, JIMMY, AND FOR THE PROMOTIONS. GREAT EVENT. OUR NEXT SPEAKER IS ELIZABETH FRICH. WELCOME. YOU WILL BE FOLLOWED BY PAUL ROBBINS.

GOOD AFTERNOON. THANK YOU FOR YOUR TIME TODAY. I.I WANTED TO TAKE A FEW MINUTES OF YOUR TIME TO INTRODUCE YOU TO A BIG PROJECT THAT A NEW CHURRED WORLD NONPROFIT AGENCY IS YOUR HONOR TAKING FOR AUSTIN, TEXAS. AND THE REASON I WANTED THIS PROJECT BOUGHT TO THE COUNCIL'S ATTENTION IS BECAUSE IT WILL HAVE A HUGE IMPACT AS FAR AS ALLOWING YOU TO DELIVER ON YOUR HOME AND BUILDINGS PLAN, YOUR COMMUNITY PLAN. THE ISSUE THAT FACES AUSTIN AS WE EMBARK ON ACTUALLY GOING CARBON NEUTRAL IS AS A RECOVERING ENGINEER MYSELF, ALL THE TECHNOLOGY IN THE WORL AND ALL THE INFORMATION WE GIVE TO PEOPLE DOES NOT NECESSARILY GET THEM TO CHANGE THEIR

BEHAVIORS. AND AS YOU KNOW, WE HAVE ALMOST ALL OF THE INFORMATION WE NEED OUT THERE ACTUALLY TO SUSTAIN AND RESTORE THE ENVIRONMENT, BUT WE AS INDIVIDUALS STILL GO HOME AND DON'T GET INTO ACTION. SO A NURTURED WORLD NONPROFIT AGENCY WAS ACTUALLY FOUNDED BY TWO ENGINEERS WHO FIGURED OUT THAT WE GIVE EVERYONE THE INFORMATION THEY NEED AND THEY STILL DON'T GO HOME AND FIX THE PROBLEM. WHAT WE'RE PROPOSING FOR AUSTIN, TEXAS AND PLANNING TO BUILD IS CALLED THE RESTORATIVE LIVING CENTER. THE PURPOSE OF THE CENTER IS TO ACTUALLY NOT JUST GIVE PEOPLE INFORMATION, BUT ALSO GIVE THEM THE BEHAVIOR CHANGE AND TO GET THEM THEIR PERCEPTIONS ON THE ENVIRONMENT SO THEY GO HOME AND BUSINESSES GO BACK AND GET IN ACTION. IT'S GOING TO BE WHAT WE'RE CALLING A ONE STOP WHERE INDIVIDUALS AND BUSINESSES WITH EXPERIENCE HANDS ON THE ANSWER TO THE QUESTION, HOW CAN I LIVE A PROSPEROUS LIFE, BUT ALSO SUSTAIN AND RESTORE THE ENVIRONMENT, JUST LIVING WITH THE ENVIRONMENT A PART OF OUR LIFESTYLE. NOW, THE CENTER IS NOT A MUSEUM FOR THE ENVIRONMENT, I WANT TO BE REALLY CLEAR ABOUT THAT. IT'S GOING TO BE AN INCREDIBLY INTERACTIVE EXPERIENCE, INCLUDING A MODEL HOME, MODEL BUSINESS COMPLEXES A K THROUGH 8 MODEL GRADE SCHOOL AS WELL AS HOW TO ACTUALLY GARDEN IN TEXAS AND GROW FOOD WITHOUT CIMG IT AND A BUNCH OF OTHER PRACTICAL THINGS THAT ME BEING A TRANSPLANT HAD TO LEARN WHEN I CAME HERE FOR SUSTAINING AND RESTORING THE ENVIRONMENT. IT WILL ALSO DISPEL AND DEBUNK A LOT OF THE NOTIONS LIKE ONE INDIVIDUAL DOESN'T MAKE A DIFFERENCE. IT WILL GET PEOPLE TO FREELY CHOOSE TO DO THE ENVIRONMENT BECAUSE MONEY AND ENVIRONMENT ARE DIRECTLY RELATED. IF YOU DO THINGS ON THE ENVIRONMENT, BUSINESSES DO SAVE MONEY. THE GOAL OF THE CENTER IS THAT EVERY PERSON WHO USES THE CENTER GETS 2.5 TONS OF CO<sub>2</sub> REDUCTION AS WELL AS \$1,500 OF PERSONAL SAVINGS, AND THAT'S AN AVERAGE PER PERSON THAT WE'RE GOING FOR. AND

THE CENTER AND THE ASSOCIATED OUTREACH  
MOALTIONDZS WE'RE BUILDING INTO THE CENTER,  
THE GOAL WILL BE THIS WILL RIPPLE INTO THE  
ENTIRE CITYWIDE OF AUSTIN OVERTIME THAT WILL  
CREATE A MODEL BECAUSE OUR GOAL IS TO PUT  
THESE CENTERS AND ALL OF THE MAJOR  
METROPOLITAN AREAS IN THE UNITED STATES.  
WHAT WE'RE SEEKING FROM THE COUNCIL, WE  
HAVE AN INCREDIBLE AMOUNT OF THIEW YASM  
BEHIND THIS PROJECT. WE ALREADY HAVE A LOT  
OF BUSINESSES AND ORGANIZATIONS HERE IN  
AUSTIN WHO ARE VERY INTERESTED IN WHAT  
WE'RE DOING, WHO WANT TO EITHER FUND THE  
PROJECT, DESIGN A PART OF THE PROJECT OR  
ACTUALLY WORK IN THE CENTER. BUT WHAT THEY  
ARE LOOKING FOR FROM THE COUNCIL AND THE  
MAYOR IS YOUR ACTUAL SUPPORT TO SHOW HOW  
THIS PROJECT WILL CONTRIBUTE TO DELIVERY OF  
YOUR CLIMATE PROTECTION PLAN. [ BUZZER  
SOUNDS ] SO WHAT WE'RE ASKING HERE TODAY IS  
ADDITIONAL TIME AT A LATER DATE THAT WE CAN  
BRIEF NEW DETAIL ON THE PROJECT AND GIVE YOU  
AN OPPORTUNITY TO ASK US QUESTIONS ABOUT  
THE PROJECT AND ALSO WHAT WE'VE BEEN  
WORKING WITH AND SOME OF YOUR CITY  
DEPARTMENTS ON THE PROJECT. I'VE BROUGHT  
MATERIAL TO LEAVE WITH YOU THEER TODAY SO  
YOU CAN ALL CONTACT ME AFTER TODAY. I THANK  
YOU FOR YOUR TIME.

Mayor Wynn: THANK YOU. WE WILL BE IN TOUCH.  
PAUL ROB BE BINS, WELCOME BACK. YOU WILL BE  
FOLLOWED BY DON WILLIAMSON, WHO WILL BE  
FOLLOWED BY PEGGY JENNINGS.

MAYOR AND COUNCIL, CITIZENS OF AUSTIN, I'M  
POWELL ROBBINS, I AM AN ENVIRONMENTAL  
ACTIVIST AND CONSUMER ADVOCATE. THIS --  
EARLIER THIS MORNING THIS COUNCIL ASKED THAT  
A STUDY OF GAS COSTS OF AUSTIN ENERGY AND  
TEXAS GAS SERVICE BE DONE. THIS STUDY WILL  
SEE IF THE COMBINED FUEL COSTS CAN LOWER  
PRICES FOR THE GAS COMPANY AND MAYBE BOTH  
UTILITIES. THIS IS A CHART THAT I TRIED TO SHOW  
THIS MORNING. AND IT SHOWS THAT FOR THE LAST  
FIVE MONTHS THAT I HAVE DATA, FROM JUNE TO

NOVEMBER OF LAST YEAR, TEXAS GAS SERVICE COSTS WERE NINE TO 40 PERCENT HIGHER THAN AUSTIN ENERGY'S GAS COSTS, DEPENDING ON THE MONTH. WHAT CONCERNS ME ABOUT THE STUDY THAT THE CITY IS ABOUT TO YOUR HONOR TAKE IS THAT TEXAS GAS SERVICE DOES NOT SEE LOWERING THEIR FUEL COST AS A PRIORITY. I HAVE A LETTER SENT TO ME BY A REPRESENTATIVE OF TEXAS GAS SERVICE EXPLAINING THAT THEY WERE MEETING WITH AUSTIN ENERGY TO TRY AND SEE IF THE COMBINED PURCHASES OF BOTH UTILITIES WOULD LOWER COSTS, BUT THIS LETTER WAS SENT SEVERAL YEARS AGO. FUEL COSTS ARE A PASS THROUGH TO THE COMPANY, TO TEXAS GAS SERVICE. THEY LOSE NO MONEY WITH HIGH FUEL COSTS AND I FEAR THAT IT WILL BE AT LEAST TWO YEARS AND MAYBE NEVER BEFORE THESE COSTS GET LOWERD FOR THEIR CONSUMERS. IT COULD EASILY COST CONSUMERS MILLIONS AND PROBABLY TENS OF MILLIONS OF DOLLARS IN OVER PAYMENTS TO COST GOUGING PRICE SUPPLIERS THAT SELL GAS FUEL TO TEXAS SERVICE. SO I'M ASKING YOU ALL TO DO ANYTHING YOU CAN OFFICIALLY AND UNOFFICIALLY TO SEE THAT THIS STUDY GETS TAKEN SERIOUSLY. MY EXPERIENCE IS THAT SO FAR THE GAS COMPANY HASN'T TAKEN IT SERIOUSLY. ON A DIFFERENT MATTER, I LOOK FORWARD TO THE RECOMMENDATION THAT COUNCILMEMBER MARTINEZ MADE EARLIER IN THE DAY ON ESTABLISHING A CHARTER REVISION COMMISSION. I HAVE VOTED FOR SINGLE MEMBER DISTRICTS EVERY TIME SINCE I BEGAN TO VOTE IN AUSTIN IN THE LATE 70'S, AND IT'S WAY PAST TIME FOR TO US MOVE INTO THE 20 ITS..... 20TH..TH CENTURY. ONE OTHER THING, WHILE YOU'RE ESTABLISHING THIS COMMISSION I HOPE YOU WILL BRIP THE ITEM THAT I HAVE BROUGHT BEFORE YOU SEVERAL TIMES REGARDING ARTICLE 7, SECTION 11, REVENUE BONDS WITHOUT VOTER APPROVAL. THIS IS SOMETHING THAT NEEDS TO BE FIXED ONE WAY OR THE OTHER. ACCORDING TO THE CHARTER, ALL REVENUE BONDS ISSUED BY THE CITY SHALL FIRST BE AUTHORIZED BY A MAJORITY OF QUALIFIED ELECTORS VOTING IN AN ELECTION HELD FOR THIS PURPOSE. [ BUZZER SOUNDS ] THIS HASN'T BEEN DONE AND IT NEEDS TO BE DECIDED ONE WAY OR

THE OTHER. IT NEEDS TO BE FIXED. THANK YOU FOR YOUR ATTENTION.

Mayor Wynn: THANK YOU, MR. ROBBINS. DON WILLIAMSON, WELCOME BACK. YOU WILL BE FOLLOWED BY PEGGY JENNINGS.

THANK YOU, MAYOR, THANK YOU, COUNCIL, THANK YOU, CITY MANAGER. I'D LIKE TO SPEAK TO YOU TODAY ABOUT THE KEEP AUSTIN BEAUTIFUL -- DO YOU HAVE ANY PRESENTATION? THERE IT IS. WHERE.....WHERE'S MY PRESENTATION? STOP THE CLOCK.

Mayor Wynn: SO WHAT DID YOU DO WITH YOUR ROLLING ING STONES RAFT?

I'M GOING TO LET IT MAYBE BE USED DURING THE SOUTH BY SOUTHWEST, MAYBE AT THE MIDNIGHT CAT OR MAYBE THE TROPHIES ON SOUTH CONGRESS. FIRST OFF LET'S START WITH A LITTLE LOVE. I HAD THE PLEASURE OF GOING TO THE KEEP AUSTIN BEAUTIFUL BANQUET A FEW DAYS AGO, A COUPLE OF WEEKS AGO. IT WAS A BEAUTIFUL BANQUET WHERE THE CITIZEN OF AUSTIN WERE RECOGNIZED FOR KEEPING AUSTIN BEAUTIFUL. MAYOR WYNN WAS THE EMCEE. HE DID A FABULOUS JOB. AND I WAS ALSO GLAD TO SEE MANY COUNCILMEMBERS THERE AT THE EVENT. SUSAN RANKING ACCEPTED THE AWARD FOR THE TOWN LAKE TRAIL FOUNDATION BEAUTIFICATION AWARD. I WAS GLAD TO SEE HER DO THAT BECAUSE A MEMBER, A SUPPORTER AND A VOLUNTEER FOR THE KEEP AUSTIN BEAUTIFUL -- FOR THE TOWN LAKE TRAIL FOUNDATION, IT MADE ME FEEL REAL GOOD. THE TRAIL HA DONE A LOT OF THINGS RECENTLY, ESPECIALLY LIKE THIS ZILKER BLUFF TREE PLANTING. YOU'VE PROBABLY SEEN THAT, THE ROWING DOCK VIEWING RIGHT HERE ON THE TRAIL BY AUSTIN HIGH. PLANTING A LOT OF TREES TO KEEP THE TRAIL BEAUTIFUL. THE BRICK PROJECT IS COMING ALONG WELL GOOD. PRAWR WELL, YOU KNOW, ONE OF THE THING THAT THE TRAIL JOWNGS DOES IS TWICE A YEAR THEY HAVE A CLEANUP IN EAST AUSTIN. THEY'VE CLEAN UP THE WHOLE TRAIL. THAT'S 10 MILES OF TRAIL.

WHILE THEY WERE DOING THAT, IT WAS DISHEARTENING TO ME WHEN I WOULD LEAVE THIS TRAIL CLEAN UP AND DRIVE AROUND MY FAIR CITY AND ONCE AGAIN WHEN I SPOKE WITH YOU BEFORE, THE POLITICAL CAMPAIGNS, THE POLITICAL ACTION COMMITTEES AND DIFFERENT JUST OTHER PEOPLE SEEMED TO WANT TO JUST TRASH OUR CITY. THEY IGNORE THE EASEMENT RULES AND THE RIGHT-OF-WAY RESTRICTIONS, AND THEY SEEM TO WANT TO PUT STUFF -- THIS ONE RIGHT HERE IS RIGHT NEXT TO A CITY FENCE FOR A LAY DOWN YARD ON BEN WHITE. A LOT OF THESE THINGS WERE TAKEN IN MY SOUTH LAMAR NEIGHBORHOOD ASSOCIATION AND I SEE THEE EVERYDAY AND IT DISHEARTENS ME THAT I HAVE TO LIVE WITH THIS AND NO ONE DOES ANYTHING ABOUT IT. THESE SIGNS WERE ALL OVER THE CITY THIS LAST ELECTION CYCLE. SOME WERE LEGAL, SOME WEREN'T. A LOT OF TIMES IT'S A GRAY AREA, BUT A LOT OF TIMES WHAT IS THE BIGGEST PROBLEM IS AFTER THE ELECTIONS THIS IS DURING THE TREE PLANTING, THE ELECTION HAZARD ALREADY HAPPEN, WE'RE OUT HERE WORKING HARD TO KEEP OUR CITY LOOKING GOOD. WHO IS THAT GUY? ANYWAY. BUT THESE SIGNS STILL REMAIN. THIS IS AFTER THE ELECTION. YOU CAN TELL WITH THE CHEAP SIGNS THE WIND BLOWS THEM OFF THE METAL STANDARD AND THEN THEY JUST ARE LEFT THERE. BY THE WAY, IN A COUPLE OF SLIDES YOU'LL SEE THAT THESE METAL STANDARDS, THIS IS ANOTHER EXAMPLE OF THE TOWN LAKE TRAIL FOUNDATION KEEPING AUSTIN BEAUTIFUL. THIS IS THE LUNA POINT. THE DUE ALTY HERE IS FINE OF FUNNY. WE'RE WORKING HARD AND AFTER THE ELECTION THESE SIGNS STAY UP. THEN THEY START TO BE VANDALIZED AND THEY BLOW INTO THE ROADS AND THEY'RE STILL THERE. THE TRASH IS LEFT ALL OVER OUR CITY. IT'S JUST TIME FOR PEOPLE TO REALIZE THAT THESE PEOPLE THEY HAVE NAMES ON THESE SIGNS AND THEY SHOULD BE RESPONSIBLE FOR WHAT THEY DO. ONE EXAMPLE SHEER THESE STANDARDS. LOOK AT THIS. WHAT HAPPENS IF A MORE RUNS OVER THAT AND SOMEONE GETS INJURED? A CITY EMPLOYEE OR MAYBE JUST A -- [ BUZZER SOUNDS ] - - A CITIZEN. I JUST WANT TO LEAVE YOU WITH THIS.

THESE SIGNS THEY'VE TAKEN AND THESE PICTURES WERE TAKEN IN CHRONOLOGICAL ORDER. SOME OF THEM STILL EXIST AROUND OUR CITY. I WANT TO THANK YOU AGAIN FOR THE TIME AND REMEMBER TO KEEP AUSTIN BEAUTIFUL. THANKS AGAIN, MAYOR.

Mayor Wynn: THANK YOU, MR. WILLIAMSON. PEGGY JENNINGS, WELCOME BACK. YOU WILL HAVE THREE MINUTES. YOU WILL BE FOLLOWED BY LORI MICHAEL.

THANK YOU. THIS IS MY FIRST TIME SPEAKING TO COUNCIL AND I DID NOT BRING SLIDES. MY NAME IS PEGGY JENNINGS. I'M HERE TO ADDRESS MY CONCERNS ABOUT THE TOWN LAKE ANIMAL CENTER AND THE ANIMAL ADVISORY COMMISSION. I WAS PREVENTED FROM VOICING MY CONCERNS AT THE FEBRUARY 20TH AUSTIN ANIMAL ADVISORY COMMISSION MEETING. WHEN AN ASSISTANT CITY MANAGER WALK OUT OF A PUBLIC MEETING TO BREAK A QUORUM THEY TAKE ALL OF THE CITY RESOURCES WITH THEM. AND THEY TOOK MY FREE SPEECH. IT WAS DOUBLY MADDENING TO ME BECAUSE THE COMMISSION HAD JUST HAD A RETREAT WITH A CITY FACILITATETORY ADDRESS PRIORITIES AND POINTS OF CONFLICT. I BELIEVE THESE RETREATS ARE HELD IN PART SO OUR REGULAR PUBLIC MEETINGS WILL NOT BE WASTED THE WAY IT WAS LAST MONTH. I ONLY HAVE THREE MINUTES A MONTH TO SPEAK, AND A PROCESS THAT SEEMS TO BE DESIGNED TO RESTRICT PUBLIC INPUT. I UNDERSTAND THAT THE COMMISSIONERS ARE AGREEING TO MAKE NICE AT FUTURE MEETINGS, AND I CERTAINLY HOPE THAT THE BIG PICTURE IS NOW IN THE FRAME. THE BIG PICTURE IS A LACK OF PERFORMANCE AT TOWN LAKE. THE MINDSET THAT BLAMES ANIMALS OR OWNERS FOR KILLING AT TOWN LAKE AND SLAMMING THE DOOR ON PUBLIC PARTICIPATION IN RELOCATING THE CENTER. I THINK WE NEED A TOP DOWN REVIEW OF RESOURCES AND PROGRAMS. A 50% KILL RATE YEAR AFTER YEAR AFTER YEAR IS NO LONGER GOOD ENOUGH. IN RESPONSE TO A GUEST EDITORIAL PUBLISHED IN THE "AUSTIN AMERICAN-STATESMAN", THE SHELTER MANAGER ENDORSED A

LETTER THAT STATED, CLEARLY THE PROBLEM IS NOT GETTING ADOPTERS TO THE CENTER, BUT RATHER HAVING ENOUGH DESIRABLE AND PLACEABLE ANIMALS TO CHOOSE FROM. THIS STATEMENT BLAMES THE VICTIMS. OTHER CITIES HAVE LEFT THIS EXCUSE BEHIND AND SO SHOULD WE. THANK YOU.

Mayor Wynn: THANK YOU, MS. JENNINGS. LORI MICHAEL, IF I'M PRONOUNCING THAT CORRECTLY. LORI, WELCOME. AND YOU WILL BE FOLLOWED BY LARRY TUCKER.

THANK YOU. GOOD AFTERNOON. I THINK THIS IS PROBABLY ONLY MY SECOND TIME TO SPEAK AT A COUNCIL MEETING. MY NAME IS LORI MICHAEL. I'M A LOCAL ATTORNEY, A SMALL BUSINESS OWNER, I'M A MEMBER OF MANY ORGANIZATIONS HERE IN TOWN BECAUSE I LOVE THIS CITY AND I BELIEVE IN PARTICIPATING. I'M SPEAKING TO YOU AS A TAXPAYER AND AS A CONCERNED CITIZEN ON THE ISSUE OF THE PERFORMANCE OF THE TOWN LAKE ANIMAL SHELTER. WE HAVE BEEN FOR THE LAST SEVEN YEARS KILLING APPROXIMATELY 50% OF THE ANIMALS THAT COME INTO THE CENTER. THIS IS DESPITE SIGNIFICANT INCREASES IN PUBLIC FUNDING. WHAT I LOVE ABOUT AUSTIN IS HOW WE STRIVE FOR THE BEST. WE COMPARE OURSELVES TO CITIES AROUND THE COUNTRY ON ISSUE AFTER ISSUE THAT ARE DOING THE BEST. WHEN WE HAD THE BOND PROPOSAL FOR THE LIBRARIES, THE CITIES THAT WE COMPARED OURSELVES TO WERE THE CITIES THAT WERE PERFORMING THE HIGHEST IN DELIVERING LIBRARY SERVICES TO THEIR COMMUNITY. AND THAT'S WHAT'S SO GREAT ABOUT THIS CITY AND THE HISTORY THAT WE'VE HAD. NOT JUST IN OUR LOCAL GOVERNMENT, BUT IN OUR UNIVERSITIES AND OUR BUSINESSES, WE REALLY AIM HIGH. BUT THERE'S AN COMPENSATION TO THAT, AND THAT APPEARS TO BE WITH THE PERFORMANCE OF THE ANIMAL CENTER. WE HAVE ACCEPTED YEAR AFTER YEAR A 50 PERCENT KILL RATE. AND YEAR AFTER YEAR CENTER MANAGEMENT COMPARES ITSELF NOT TO OTHER CITIES PERFORMING MUCH BETTER THAN WE ARE, BUT ONLY TO CITIES THAT ARE PERFORMING FAR

WORSE, FAR WORSE. AND AFTER THAT WE APPEAR TO PAT MANAGEMENT ON THE BACK FOR BEING WHAT IS REALLY NOTHING MORE THAN THE BEST OF THE WORST. COUNCILMEMBER LEFFINGWELL, YOU RECENTLY STATED THAT WE WERE FORCED TO KILL 15,000 ANIMALS LAST YEAR. AND IN CONNECTION TO THE NEED TO DO BETTER, AND I WHOLEHEARTEDLY AGREE WITH YOU ON THE NEED TO DO BETTER. WHAT I DISAGREE WITH IS YOUR PHRASING. THE CITY WAS NOT FORCED TO DO ANYTHING. WE KILLED 50% OF THE ANIMALS THAT ENTERED THE CENTER AS A RESULT, AS A NATURAL CONSEQUENCE OF FAILED POLICIES. CAUSE AND EFFECT. IF THE U.T. FOOTBALL TEAM HAD BEEN GOING FIVE FOR FIVE DURING THE LAST SEVEN YEARS -- [ BUZZER SOUNDS ] -- WE WOULDN'T BE PATTING THE TEAM OR THE COACH ON THE BACK, WE WOULD BE ASKING FOR A NEW COACH. IT'S BEEN 10 YEARS SINCE WE COMMITTED TO BECOMING A NO KILL CENTER, AND WHAT IS PARTICULARLY FRUSTRATING AT WHERE WE ARE NOW IS THAT WE HAVE SEEN CITIES ACROSS THE COUNTRY SUCCEED WHILE AT \$4.7 MILLION THIS YEAR WE'RE PROJECTING TO KILL 56% OF THE ANIMALS THAT COME IN. IT'S NOT ACCEPTABLE. PLEASE, PLEASE HELP US. THANK YOU.

Mayor Wynn: THANK YOU. LARRY TUCKER, WELCOME. YOU WILL HAVE THREE MINUTES AND BE FOLLOWED BY DELWIN GOSS.

MY NAME IS LARRY TUCKER AND I'M A MEMBER OF THE CENTRAL TEXAS ANIMAL ALLIANCE, A PET OWNER AND A TAXPAYER. I TOO WAS AT THE ANIMAL ADVISORY COMMISSION MEETING THAT PEGGY AND LORI HAVE SPOKEN ABOUT WHERE ASSISTANT -- THE ASSISTANT CITY MANAGER WALK OUT AND BROKE QUARTER ROM. I WAS SHOCKED AT HIS BEHAVIOR AND FELT SORRY FOR THE CHAIR AS SHE TRIED TO REGAIN COME POSE SURE AND FOLLOW ROBERT'S RULES OF ORDER. SINCE MY VOICE WAS SILENCED BY THE ASSISTANT CITY MANAGER'S ACTIONS BY BREAKING QUORUM, I WAS LEFT NO CHOICE BUT TO ADDRESS MY CONCERN HERE TODAY. WE ARE CONSISTENTLY COMPARED TO OTHER CITIES IN TEXAS. WHEN YOU COMPARE

AUSTIN TO OTHER CITIES IN TEXAS YOU ARE AGAIN SAYING THAT WE'RE THE BEST OF THE WORST. WE DON'T HOLD OURSELVES TO A HIGHER STANDARD. OTHER CITIES WHO ARE PERFORMING AT A GREAT RATE AND WITH GOOD POLICY. WHY NOT COMPARE OURSELVES TO THE BEST CITIES IN THE WUSES THE LOWEST KILL RIGHTS, ADMINISTRATIVE FOR AUSTIN TO BE BETTER LIKE WE DO IN EVERYTHING ELSE. IN PHILADELPHIA IN 2004, THE CITY WITH 1.5 MILLION PEOPLE, THE KILL RATE WAS 88% WITH A BUDGET OF THREE MILLION DOLLARS. WITH THE HELP OF ONE OF THE LEADING NO KILL EXPERTS IN THE UNITED STATES, PHILADELPHIA WAS ABLE TO US THEIR KILL RATE FROM 88% TO 40% WITH NO INCREASE IN BUDGET. NO INCREASE IN BUDGET. THAT'S THE KEY HERE. NOW LET'S TAKE A LOOK AT AUSTIN'S KILL RATE AND BUDGET. IN FISCAL YEAR 2001 THE BUDGET WAS 3-POINT 6 MILLION AND THE KILL RATE WAS 56%. LET'S FAST FORWARD TO 2006. THE KILL RATE HAS INCREASED TO 52% WHILE THE BUDGET HAS GROWN TO \$4.3 MILLION. THIS INCREASE IN THE KILL RATE IS DUE TO FAILED POLICY, NOT LACK OF FUNDS. TOWN LAKE ANIMAL CENTER'S FAILED POLICY HAS LED TO THIS UNACCEPTABLE KILL RATE. THE CENTER NEEDS TO BE OVERHAULED FROM THE TOP DOWN. MANAGEMENT CONTINUES TO COMPARE THEMSELVES TO THE WORST CITIES IN THE UNITED STATES, THEN PAT THEMSELVES ON THE BACK FOR A JOB WELL DONE. ONE SUCH FAILED POLICY IS THE FAILURE OF MANAGEMENT TO IMPLEMENT AN OFF SIGHTED OPTION PROGRAM. COUNCILMEMBER DUNKERLEY, IN AN E-MAIL FROM YOUR APPOINT TEE, CAROL ADAMS, DATED MARCH SEVEN, 2007, COMMISSION MEMBER ADAMS STATES THAT BOTH DORINDA AND BETTY DUNKERLEY TOLD ME IF THE SHELTER MOVES AND ADONGSES FALL OFF THE CITY WILL BEGIN OFF SIGHTED OPTIONS. WHY WAIT TO SEE IF OFF SITE ADOPTIONS, IF ADONGSES FALL OFF SO IMPLEMENT OFF SIGHTED ADOPTIONS. WHY NOT IMPLEMENT IT NOW? THAT JUST DOESN'T MAKE SENSE. THIS IS JUST ONE EXAMPLE OF COMMON SENSE POLICIES THAT ARE NOT IMPLEMENTED AT THE EXPENSE OF INNOCENT ANIMALS. [ BUZZER SOUNDS ] OTHER FAILED POLICIES HAVE MADE IT DIFFICULT FOR LEGITIMATE RESCUE GROUPS TO

RESCUE ANIMALS FROM TOWN LAKE ANIMAL CENTER RESULTING IN UNNECESSARY KILLING OF ADOPTABLE ANIMALS. AS ANY EXPERT WILL TELL YOU, SHELTER LOCATION IS THE KEY. LOCATION, LOCATION, LOCATION. THE SHELTER MUST BE CENTRALLY LOCATED. WE'RE PART OF A GROWING VOICE AND WE NEED YOUR ATTENTION AND WE HOPE YOU WILL HELP US CHANGE THIS. THANK YOU.

Mayor Wynn: THANK YOU, MR. TUCKER. DELWIN GOSS. WFNIGHT YOU WILL BE -- YOU WILL HAVE THREE MINUTES AND BE FOLLOWED BY RYAN CLINTON.

GOOD MORNING, MAYOR, CITY MANAGER AND COUNCIL. I WAS IN ATTENDANCE AT LAST MONTH'S ANIMAL ADVISORY COMMISSION MEETING. WHILE THERE ARE SOME AGREEMENT OVER WHAT WORDS COUNCILMEMBER DUNKERLEY'S APPOINTEE ACTUALLY USE, THAT APPOINTEE'S MEANING WAS VERY CLEAR. LET ME POINT OUT THAT THESE THREE COMMISSION MEMBERS HAD ADIED BOOID BID ROBERT'S RULE OF ORDER AS THIS COUNCIL HAS DIRECTED THEM TO DORKS THE THREE COMMISSION MEMBERS THAT HAD BEEN RECOGNIZED -- HAD NOT BEEN RECOGNIZED BY THE CHAIR WOULD NOT HAVE BEEN SPEAKING OUT OF ORDER AND I ALONG WITH THE REST OF THE CITIZENS THAT WERE IN ATTENDANCE WOBBLERABLE TO CLEARLY DISCERN WHAT ACTUALLY BEING SAID. IF YOU THINK THIS WAS NO BIG DEAL THEN KNOW THAT COUNCILMEMBER DUNKERLEY'S APPOINTEE HAS THRENTED TO HAVE MY LIFE TURNED INTO HASH AND YES, THATTIC BE SUED FOR CRITICIZING BEHAVIOR OF A CITY COMMISSION MEMBER BE CONCERNS ME. I ALSO WANT TO POINT OUT IN A COUNCILMEMBER LEFFINGWELL'S APPOINTEE LEFT THAT MEETING AS SHE IS PRONE TO DO WHEN SHE DOESN'T GET HER WAY. THIS IS NOT THE FIRST TIME IN THE LAST FEW YEARS THAT SHE HAS WALKED OUT AND EITHER AID UNDERSTAND BREAKING QUORUM OR ACTUALLY BEEN THE MEMBER THAT BROKE QUORUM WHVMENT SHE WALK OUT LAST OCTOBER SHE BROKE QUORUM AND PREVENTED THE ELECTION

THAT SHE'S SO INTENT ON HOLDING NOW. THE COMMISSION TRIED TO HAVE THAT COMMISSION AT THAT TIME AND THAT DATE AS STATED IN THE COMMISSION'S BYLAWS. SHE HAD HAD HER CHANCE TO PARTICIPATE IN A FAIR ELECTION AND COUNCILMEMBER LEFFINGWELL'S APPOINTEE WALK OUTBREAKING QUORUM. SHE SHOULD NOT BE ALLOWED TO HOLD THE ENTIRE COMMISSION ELECTION PROCESS HOSTAGE UNTIL NEW MEMBERS ARE APPOINTED WHO WILL VOTE MORE TO HER LIKING. SPEAKING AS A MEMBER OF THE PUBLIC, I'LL QUOTE PEGGY ON THIS, WHO ONLY GETS THREE MINUTES ONCE A GOOD MONTH TO GIVE INPUT ON MY COMMISSION AND AS SOMEONE WHOSE VOTE WENT UNHEARD TO THE THE BREAKING OF QUORUM, I WILL APPRECIATE IT IF THE MEMBERS BE OF THE COUNCIL WOULD APPOINT OR ONLY REAPPOINT MEMBERS WHO SHOW A LITTLE RESPECT FOR THOSE OF US WHO MANAGED TO FIND A HOLE IN OUR BUSY DAYS TO ATTEND THE MEETINGS OF THAT MISSION. AFTER A LONG DISCUSSION WITH SOMEONE? THE CITY ATTORNEY' IS OFFICE WHILE I LEARNED THERE ARE RULE AND BY LAWS IN PLACE FOR THIS COMMISSION THERE IS NOTHING TO ALLOW FOR THE DISCIPLINING OF COMMISSION MEMBERS WHO PURPOSELY FAIL TO ABIDE BY THOSE RULES AND BYLAWS. I ASK THAT THIS COUNCIL PUT SOME WORK INTO ESTABLISHING A METHOD OF DOING JUST THAT, INCLUDING A FORMAL COMPLAINT PROCESS THAT WE SIT ENS CAN ACCESS. AS A CLOSING NOTE, THE FACT REMAINS THAT IN 2006, AUSTIN'S SOLID WASTE MANAGEMENT AND THEIR PERFORMANCE REPORT REMOVED 350,000 POUNDS OF ANIMAL CARCASSES FROM TOWN LAKE MANUAL CENTER AND CARTED THEM TO THE NEAREST LANDFILL. ALONG WITH THE LARGE NUMBER OF OTHER AUSTIN CITIZENS, I THINK THIS IS DEPLORABLE AND WE NEED TO FIND A WAY TO LOWER THAT AMOUNT. IF IT WAS YOUR CAT OR DOG YOU WOULD WANT TO DO THAT NOT TOMORROW, BUT TODAY. I WANT TO MAKE YOU AWARE THAT OVER 1,700 LOCAL CITIZENS HAVE SIGNED A PETITION OF SUPPORT ASKING THIS CITY COUNCIL TO ENACT AN ORDINANCE WHICH REQUIRES WITH A FEW WELL CONFINED EXCEPTIONS THE OWNER OF ALL CATS AND DOG

RESIDING WITHIN THE CITY LIMITS OF AUSTIN WILL BE REQUIRED TO SPAY OR NEUTER HAD THEIR PETS OR PAY A REGISTRATION FEE HIGH ENOUGH TO FINANCE THE BUDGET AT TOWN LAKE ANIMAL CENTER. IT'S THEIR ANIMALS CAUSING THE PROBLEMS. THANK YOU VERY MUCH FOR YOUR TIME.

Mayor Wynn: THANK YOU, MR. GOSS. RYAN CLIRNGS WELCOME. YOU WILL HAVE TREE MINUTES.

SAINT AUGUST TEEN SAID THAT HOPE HAS TWO BELIEVED DAUGHTERS, ANGER AND COURAGE. ANGER AT THE WAY THINGS ARE AND THE COURAGE TO MAKE A CHANGE. YOU SHOULD BE ANGRY THAT WE'RE KILLING 15,000 ANIMALS EVERY YEAR AT TOWN LAKE ANIMAL CENTER. BUT YOU SHOULD ALSO KNOW THAT THERE IS TREMENDOUS REASON FOR HOPE IN THIS CAUSE. NATIONAL SHELTER EXPERT HAS COME UP WITH A METHOD WHICH HE CALLS THE NO KILL METHOD WHICH HAS ENDED THE KILLING OF ADOPTABLE PETS IN SAN FRANCISCO, CALIFORNIA AND IN IT'S CA, NEW YORK. AND IN AUTHORITY TIME OF IMPLEMENTATION IT DRA MATT DRAMATICALLY REDUCED THE KILLING OF ANIMALS IN PHILADELPHIA AND IN CHARLOTTESVILLE, VIRGINIA. THE NO KILL METHOD WORKS AND IT WILL WORK HERE. THIS IS AN IMMINENTLY SOLVABLE PROBLEM. I HAVE PURCHASED FOR EACH OF AWE GUIDE TO NO KILL SHELTERING THAT I WILL LEAVE WITH YOU SO THAT YOU CAN REVIEW THE LIST OF COMMON SENSE NO KILL SOLUTIONS FOR REDUCING THE KILL RATE AT TOWN LAKE ANIMAL CENTER. BUT MAKE IT ABUNDANTLY CLEAR. AS THE GUIDE WILL TELL YOU, THE SINGLE MOST IMPORTANT FACTOR IN REDUCING THE KILL RATE AT A MUNICIPAL POUND IS HAVING A SHELTER DIRECTOR WHO IS COMMITTED TO REDUCING THE NO KILL METHOD, WHO REJECTS USES FOR KILLING AS A METHOD FOR ANIMAL CONTROL AND WHO HAS THE COURAGE TO MAKE CHANGES. SO WHEN YOU HEAR FROM OUR SHELTER EMPLOYEES THAT THEY CAN'T DO IT ALONE, KNOW THAT THAT EXCUSE IS NOT ONLY DEMONSTRABLY FALSE BUT IS AN IMPEDIMENT

TO SAVING LIVES. WHEN YOU HEAR THAT THERE ARE TOO MANY BAD PETS AND BAD OWNERS IN AUSTIN, KNOW THAT THAT EXCUSE IS NOT ONLY INCORRECT, BUT AN IMPEDIMENT TO SAVING LIVES. WHEN YOU HEAR FROM BUREAUCRATS AS I'M SURE YOU WILL THAT THERE ARE TOO MANY PETS IN AUSTIN AND NOT ENOUGH HOMES, KNOW THAT THAT EXCUSE TOO IS NOT ONLY DEMONSTRABLY INCORRECT, BUT IT IS AN IMPEDIMENT TO SAVING LIVES. AUSTIN CAN AND IT WILL BECOME A NO KILL CENTER WHEN IT EMBRACES THE NO KILL METHOD. IT IS NOT A MATTER OF WEATHER, BUT WHEN. AND THAT DECISION OF WHEN LIES WITH EACH OF YOU WITH WHOM THE BUCK ULTIMATELY STOPS IN AUSTIN. SO WE SIMPLY ASK THAT YOU EMBRACE THE NO KILL METHOD TODAY SO THAT WE CAN STOP ORDERING 15,000 BODY BAGS FOR THE ANIMALS EACH AND EVERY YEAR. THANK YOU.

Mayor Wynn: THANK YOU, MR. CLINTON. SO COUNCIL THAT, CONCLUDES OUR 10 CITIZENS FOR CITIZEN COMMUNICATION. IF YOU REMEMBER, EARLIER PAT JOHNSON HAD SOME VERY SPECIFIC ISSUES REGARDING TO ESSENTIALLY OUR TOWING ORDINANCE, AND I BELIEVE THE CITY MANAGER WANTED TO HAVE A STAFF RESPONSE OF SOME TIME. [ONE MOMENT, PLEASE, FOR CHANGE IN CAPTIONERS]

UNDER CHAPTER 53 OF THE TEXAS OCCUPATION CODE WHICH ADDRESSES CONSEQUENCES OF CRIMINAL CONVICTIONS WITH REGARD TO LICENSURE, PEOPLE CAN PUT ON EVIDENCE OF REHABILITATION, OUR EMERGENCY RULES DID NOT ALLOW FOR PRESENTING EVIDENCE OF REHABILITATION. CITY LEGAL STAFF FOUND MERIT IN THESE ATTORNEY'S ASSERTIONS AND RECOMMENDED TO THE CITY MANAGER'S OFFICE THAT TO USE THE OCCUPATIONS CODE CRITERIA WHEN CONSIDERING THE APPEALS FROM APD'S LIFETIME DENIALS UNDER THE EMERGENCY RULES. THE CITY MANAGER'S OFFICE APPLICATION OF DIFFERENT LAW DURING THESE APPELLATE HEARINGS RESULTED IN DIFFERENT OUTCOMES IN SOME CASES. IN DECEMBER OF 2006, AUSTIN ADOPTED A FINAL SET OF RULES THAT MIRRORS

THE OCCUPATION CODE REGARDING THE CONSEQUENCES OF CRIMINAL CONVICTIONS, NOW EACH CASE IS EVALUATED ON A CASE-BY-CASE BASIS AND OVERALL THE NEW RULES HAVE BEEN WORKING VERY WELL. I WOULD BE GLAD TO -- TO ANSWER ANY QUESTIONS REGARDING THE RULES. I DIDN'T FEEL IT WAS APPROPRIATE TO DELVE INTO THE DETAILS OF THIS PARTICULAR CASE IN THIS FORUM.

Mayor Wynn: THAT WAS AN APPROPRIATE SUMMARY, THANK YOU, QUESTIONS OF STAFF, COMMENTS? THANK YOU VERY MUCH. OBVIOUSLY WE WILL CONTINUE TO FOLLOW THIS SITUATION. COUNCIL, THAT CONCLUDES OUR CITIZENS COMMUNICATION SESSION. AT THIS TIME WITHOUT OBJECTION WE WILL BE BACK INTO CLOSED SESSION PURSUANT TO SECTION 551.071 TO CONTINUE OUR DISCUSSION ON ITEM NO. 35, LEGAL ISSUES CONCERNING LEGISLATION IN THIS YEAR'S SESSION. WE MAY ALSO TAKE UP ITEM NO. 37 RELATED TO LEGAL ISSUES REGARDING THE AUSTIN REVITALIZATION AUTHORITY WHICH RELATES TO ITEM NO. 9 ON OUR AGENDA, WE ALSO MAKE TAKE UP PURSUANT TO SECTION 551.072 ITEM 39 REGARDING REAL ESTATE MATTERS, 150 ACRES IN EAST AUSTIN OFF RIVERSIDE DRIVE. WE ARE NOW IN CLOSED SESSION. I EXPECT US TO BE THERE FOR -- FOR TWO TO THREE HOURS AND WILL BE BACK LIKELY JUST PRIOR TO OUR 4:00 ZONING HEARINGS. THANK YOU. HOUSING FINANCE CORPORATION WEBSITE, AND A PROCESS TO FUND APPLICATIONS. AND THAT PROCESS WAS AN ADMINISTRATIVE PROCESS THAT REALLY HAD THREE COMPONENTS, A NOTICE OF FUND AVAILABILITY COMPONENT WITH ABOUT -- WITH STAFF RECOMMENDATION WITH SCIBT% OF THE FUNZ GOING THROUGH THAT PROCESS. 30% OF THE FUNDS TO BE ALLOCATED TO PROJECTS OF HIGH COUNCIL PRIORITY LIKE VERTICAL MIXED USE, TRANSIT ORIENTED DEVELOPMENT, START HOUSING DEVELOPMENT AND THEN 10% OF THE FUN TO BE PUT IN A FAST TRACK FOR NONPROFIT HOUSING PROVIDERS TO BE ABLE TO ACQUIRE SMALL LOTS ON A RAPID BASIS THAT WOULD NOT HAVE TO GO THROUGH THE FORMAL NOTICE OF FUND AVAILABILITY PROCESS. WE HAVE SINCE --

SINCE THAT TIME WE HAVE A YOU KNOW BEEN MEETING WITH -- BEEN HEARING FROM HOUSING ADVOCATES AND OUR STAKEHOLDERS, AND THIS MORNING -- ACTUALLY ON TUESDAY, MARCH 6TH, WE RECEIVED A DRAFT SET OF RECOMMENDATION FROM THE HOUSING ADVOCATES AND HAVE BEEN WORKING TO RESPOND TO THEIR CONCERNS AND WE MET WITH THE ADVOCATES THIS MORNING AND WE BELIEVE THAT WE HAVE REACHED CONSENSUS AS REQUESTED. AND ESSENTIALLY THE CONSENSUS WOULD BE THAT IF THE COUNCIL DESIRES, A DIFFERENT ALLOCATION STRATEGY, STAFF WOULD RECOMMEND A CHANGE FOR EACH TRACT FROM THE 60/40 SPLIT THAT I SPOKE OF TO A 75-25 SPLIT AND IT WILL IT WOULD BE 20 PERCENT ON TO HIGH COUNCIL PRIORITIES AND FIVE PERCENT TO HIGH QUALITY NONPROFIT ACQUISITION PROCESS. ONE OF THE CRITICAL ELEMENTS THAT EVEN UNDERSTANDS ABOUT THESE IS THESE ARE GUIDELINES. THESE ARE AMOUNTS WE ESTIMATE. WE WOULD POTENTIALLY BE ABLE TO SPEND IN THE COURSE OF THE YEAR. BUT IF WE RECEIVE ADDITIONAL REQUESTS FOR FUNDING THROUGH THE NOFA PROCESS ABOVE THIS 75% WE WOULD NOT WANT TO BE BE LIMITED ON CONSIDER THOSE AS WELL AS ANY OTHER TRACTS AS WELL. BUT IT IS IMPORTANT TO KNOW THAT WE WOULD REITERATE THAT ANY DEVELOPMENT THAT IS APPLYING FOR GENERAL OBLIGATION BONDS MUST MEET THE MINIMUM PROJECT EVALUATION AND UNDERWRITING CRITERIA. STAFF AS WELL AS THE ADVOCATES BELIEVE THAT THE PROJECTS THAT ARE DONE THROUGH THESE HOUSING BONDS HAVE TO BE OF VERY HIGH QUALITY AND THEREFORE DESERVE ADDITIONAL REVIEW AND ADDITIONAL SCRUTINY. AND SO ALL PROJECT APPLICATIONS MUST RECEIVE A MINIMUM SCORE BASED ON THE PROJECT EVALUATION AND AVAILABLE CRITERIA IN ORDER TO BE CONSIDERED FOR FUNDING. AND SO OUR RELIGIOUS IS BASED ON THE FACT THAT EXISTING RULES AND PROCEDURES ALLOW THE CITY COUNCIL TO ACT IN REAL ESTATE MATTER WITH SOME FLEXIBILITY AND FRANKLY SOMETIMES IN CONFIDENTIALITY. BUT IN BALANCING THESE ISSUES, STAFF PROPOSES THAT THE ADMINISTRATIVE FUNDING PROCESS INCLUDE A

NOFA PROCESS FOR 75% ALLOCATION, COUNCIL PRIORITIES FOR 20% OF THE ALLOCATION AND A NONPROFIT FAST TRACK ACQUISITION AT FIVE PERCENT OF THE ALLOCATIONS. AND AGAIN, THESE ARE SEEN AS GUIDELINES. IF THE DEMAND FOR ELIGIBLE PROJECTS THAT ARE READY TO RECEIVE FUNDING COME THROUGH THE NOFA PROCESS IS GREATER THAN THE ALLOCATED NOFA FUNDING, STAFF MAY RECOMMEND THAT ADDITIONAL FUNDING BE MADE AVAILABLE FOR ALLOCATIONS RECEIVED THROUGH THE NOFA PROCESS, UP TO THE FIVE MILLION THAT WAS AUTHORIZED IN THE BOND PROPOSITION TODAY. IF THE NOFA PROCESS IS UNDERSUBSCRIBED, STAFF MAY RECOMMEND THAT ADDITIONAL FUNDING BE MADE AVAILABLE TO COUNCIL PRIORITIES AND/OR NONPROFIT FAST TRACK WITH A ACQUISITION. IN ADDITION, STAFF RECOMMENDS THE FOLLOWING. THAT THE HOUSING BOND REVIEW COMMITTEE SHALL MEET QUARTERLY TO REVIEW PROJECT APPLICATIONS RECEIVED THROUGH THE NOFA PROCESS. THAT STAFF WOULD PROVIDE NOTIFICATION TO THE HOUSING BOND REVIEW COMMITTEE ON AN ONGOING BASIS THAT WILL INCLUDE PROJECT DESCRIPTION AND EVALUATION SUMMARIES OF ANY OF THE OTHER ITEMS COUNCIL PRIORITIES OR NONPROFIT FAST TRACK ACQUISITION PROJECTS. IF A QUORUM OF THE HOUSING BOND REVIEW COMMITTEE INDICATES THAT A MEETING IS NEEDED TO REVIEW THOSE BECAUSE THEY HAVE CONCERNS ABOUT THEM, THEN A MEETING WOULD BE SAID TO REVIEW THE PROANG AND PROVIDE RECOMMENDATIONS TO THE CITY COUNCIL, TO STAFF AND TO THE AHFC BOARD OF DIRECTORS TO EXPRESS THOSE CONCERNS AND MAKE SURE THAT ANY QUESTIONS THAT THEY HAVE WOULD BE ADDRESSED SO THAT THEY WOULD HAVE THE CHANCE TO HAVE THAT SCRUTINY. BRIEF SUMMARIES OF THE PENDING NOFA COUNCIL PRIORITY AND NONPROFIT FAST TRACK A ACQUISITION PROJECTS WILL BE POSTED MONTHLY TO OUR WEBSITE. AND STAFF WOULD PROVIDE A CUMULATIVE REPORT FOR ALL GEO BOND EXPENDITURES THAT WOULD INCLUDE PROJECT LOCATION, INCOME LEVELS SERVED AND OTHER DEMOGRAPHIC INFORMATION FOLLOWING

CURRENT CITY OF AUSTIN REPORTING PROCESSES. STAFF WOULD ENSURE THAT APPROPRIATE COMPLIANCE REQUIREMENTS ARE SECURED THROUGH THE APPROPRIATE LEGAL DOCUMENTS AND MONITORING, WILL FOLLOW CURRENT CITY OF AUSTIN AND NHCD POLICIES AND PROCEDURES. STAFF WILL INCLUDE PROJECT CRITERIA FOR THE DEVELOPMENTS. AND SO LOWFIBILITY WITH THE ATTACHMENT ONE, WHICH OUTLINES THE EVALUATION AND UNDERWRITING CRITERIA, WHICH I WON'T READ THROUGH TODAY, WE BELIEVE THAT WE HAVE PRESENTED TO YOU THE OPPORTUNITY TO ALLOW THESE BONDS TO GO FORWARD WITH A HIGH LEVEL OF SCRUTINY, A DIFFERENT LEVEL OF SCRUTINY THAT IS PROVIDED TO OUR OTHER HOUSING INVESTMENTS, WHICH I WOULD ALSO JUST SAY WE BELIEVE HAVE VERY HIGH QUALITY AND ARE VERY WELL UNDERWRITTEN BEFORE THEY'RE BROUGHT TO COUNCIL, BUT THIS ADDITIONAL LEVEL OF SCRUTINY FOR THESE GEO BONDS WITH THESE OTHER PROVISIONS WORKED OUT IN COOPERATION WITH THE HOUSING STAKEHOLDERS WE BELIEVE WILL ACCOMPLISH OUR ABILITY TO SECURE QUALITY IN THESE HOUSING BONDS, TO SECURE THE OPPORTUNITY FOR US TO SPEND THEM IN A WAY THAT HOPEFULLY THIS CITY WOULD SEE FIT AFTER THEY'RE DONE TO CONSIDER INVESTING IN HOUSING BONDS IN THE FUTURE. SO WITH THAT I'D BE GLAD TO ANSWER ANY QUESTIONS THE COUNCIL HAS. AND I KNOW SOME OF THE ADVOCATE ARE HERE IF YOU WOULD LIKE TO HEAR FROM THEM AS WELL.

Mayor Wynn: THANK YOU, MR. HILGERS. MAYOR PRO TEM.

Dunkerley: I HAVE A QUESTION. NOT ABOUT THE GUIDELINE. I'M GLAD EVERYBODY WAS ABLE TO GET TOGETHER AND COME TO SOME AGREEMENT. IT'S ABOUT THE TIMING. IF WE PASS THESE TODAY WHEN WILL THE STAFF BE ABLE TO GET OUT THE FIRST REQUEST FOR PROPOSALS?

I WOULD SAY WITHIN 45 DAYS WE WOULD HAVE A NOTICE OF FUNDS AVAILABLE FOR RELEASE.

AGAIN, WE WOULD BE LOOKING AT -- WE'LL KNOW A LOT MORE THIS TIME NEXT YEAR OBVIOUSLY AS WE GO THROUGH A COUPLE OF CYCLES, BUT IT WOULD BE RELEASING THOSE ON A QUARTERLY BASIS AND WE HAVE A PENT UP DEMAND THAT HAS ALREADY BEEN IDENTIFIED AS PROJECTS. I WANT TO MAKE SURE WE HAVE ENOUGH TIME TO DO IT CORRECTLY WITH STAFF AND I WOULD LIKE TO SAY NEXT WEEK, BUT I KNOW THAT MY STAFF IS YEAR AND WE WOULD ACCEPT THAT. WE HAVE FOLKS WHO HAVE APPLIED PREVIOUSLY FOR FUNDING, EVEN FEDERAL FUNDING THAT THEY CAN NOW COME IN AND LOOK AT GEO BONDS TO SEE IF WE CAN LEVERAGE THOSE DOLLARS AND USE THOSE GEO BONDS EFFECTUALLY THIS YEAR.

Dunkerley: SO IF THEY PUT THE PROPOSALS TOGETHER AND RESUBMIT THEM, WE COULD ACTUALLY MAKE AWARDS OR TAKE APPLICATIONS TOWARD THE END OF THE SUMMER.

OR SOONER. WHAT I WILL DO IS I WILL PREPARE FOR THE COUNCIL A TIME FRAME OF EXACTLY WHAT THAT PROCESS WILL BE, WHEN THE NOTICES OF FUND AVAILABILITY WOULD COME OUT, WHAT THE REVIEW PERIOD WOULD BE AND I WOULD GET THAT TO YOU.

...

Dunkerley: THEN AS YOU GO THROUGH THIS FIRST ROUND OF REQUESTS AND WORK WITH THE COMMITTEE, ETCETERA, IF YOU ALL HAVE SOME SUGGESTIONS TO COME, IF YOU WOULD LET US KNOW.

YES, MA'AM.

Martinez: ON THE HOUSING REVIEW COMMITTEE -- I MAY NOT HAVE BEEN PAYING COMPLETE ATTENTION, I APOLOGIZE, PAUL, WHAT WOULD WE COME UP FOR COMMITTEE MEMBERS?

THIS WOULD BE HOW WE'RE CALLING THE -- BASED UPON COUNCIL DIRECTION AND TO USE THE COMMUNITY DEVELOPMENT COMMISSION AND A

PROCESS THAT IS SIMILAR TO WHAT WE HAVE USED IN OUR NEIGHBORHOOD COMMERCIAL MANAGEMENT LOAN PROGRAM WAS THAT WHAT WE HAD TALKED ABOUT PREVIOUSLY? SO THIS WOULD CONSIST OF TWO MEMBERS OF THE COMMUNITY DEVELOPMENT COMMISSION. WE'RE ASKING FOR THE CHAIR OF THE HOUSING COMMITTEE TO SERVE BE AS A MEMBER OF THE COMMUNITY DEVELOPMENT COMMISSION, ANOTHER ONE VOTED ON AT LARGE FROM THE COMMUNITY DEVELOPMENT COMMISSION. AND THEN THREE MEMBERS OF THE COMMUNITY, BUT WHO HAVE HOUSING, AFFORDABLE HOUSING AND REAL ESTATE OR LEGAL EXPERIENCE, FINANCE EXPERIENCE. SO WE HAVE TALKED TO SOME FOLKS AND WE HAVEN'T GOTTEN ANY NO'S YET FROM FOLKS THAT WE'VE ASKED, BUT WE WERE LOOKING AT FIVE PEOPLE AND ONE OTHER ELEMENT HERE IS THAT A QUORUM OF THESE FOLKS WOULD BE FOUR. TO MAKE SURE THAT YOU'RE HAVING AS MANY BE PARTICIPATE IN THE REVIEW AS POSSIBLE. WE WOULD PROVIDE DETAILED INFORMATION OF THE PROPOSALS TO THESE FOLKS, ALL UNDERWRITING CRITERIA, GIVE IT TO THEM IN ADVANCE, AND THEN WE WOULD HAVE SOME FAIRLY LENGTHY MEETINGS FOR THIS BOND REVIEW COMMITTEE TO LOOK AT THESE PROPOSALS ON A QUARTERLY BASE.

MAYOR, THERE WERE SOME COMMENTS MADE THIS MORNING ABOUT SOME OF THE SPEAKERS EARLIER AND I THINK EVERYONE, FROM STAFF TO OUR HOUSING ADVOCATES, REALIZE THAT THIS IS THE FIRST OPPORTUNITY WE'VE HAD IN AUSTIN TO HAVE \$55 MILLION AT OUR DISPOSAL TO REALLY CREATE TRUE AFFORDABILITY. AND WE KNOW THE TRUE IMPORTANCE OF HOW WE HAVE TO BE SUCCESSFUL: I REALIZE THAT THERE ARE SOME FOLKS THAT FEEL LIKE THE CDC SHOULD BE THE EXCLUSIVE DECISION MAKER OR COULD BE THE EXCLUSIVE DECISION MAKER, BUT I AGREE WE NEED SOME HOUSING FOLK AND FINANCIAL FOLKS TO HELP US MAKE THE BEST DECISIONS POSSIBLE. I WANT TO THANK YOU GUYS, THANK THE HOUSING ADVOCATES FOR BEING HERE TODAY. I KNOW YOU MET THIS MORNING TO FINALIZE THE CONSENSUS

THAT YOU GUYS REACHED, AND I REALLY APPRECIATE IT AND I LOOK FORWARD TO MOVING FORWARD WITH SOME OF THESE GREAT PROJECTS AS IT RELATES TO AFFORDABILITY. THANKS, MAYOR.

Mayor Wynn: COUNCILMEMBER KIM.

Kim: THANKS, PAUL, FOR PUTTING THIS TOGETHER AND FOR ALL THE WORK THUS FAR FOR THE GUIDELINES AND FOR WORKING WITH THE CDC, AND I LOOK FORWARD TO THEM WORKING AS WELL WITH THEIR REMENTS, WORKING REQUEST WHOEVER IS ON THIS UNDERWRITING COMMITTEE TO BRING US THEIR BEST RECOMMENDATIONS, SIFTING THROUGH THE PROPOSALS AND ALSO REVIEWING THE AFFORDABLE HOUSING PROJECTS THAT WE'RE PURSUING WHEN THEY COME UP. I WANTED TO ASK YOU WHAT ARE THE TYPES OF-- SO WHAT IS THE KIND OF FLEXIBILITY YOU HAVE IN TERMS OF AFFORDABLE HOUSING DOLLARS, MIXING IT WITH A PRIVATE MATCH FROM OTHER PUBLIC FUNDS AND CAN YOU TELL US A LITTLE BIT MORE ABOUT HOW FLEXIBLE THIS MONEY IS?

WELL, YES, I CAN. I CAN TRY. I'LL TRY NOT TO PRACTICE LAW BECAUSE DAVID -- AS FAR AS BOND COUNCIL IS CONCERNED. ONE OF THE THINGS THAT IS VERY IMPORTANT ABOUT PUBLIC BONDS IS THAT THEY CAN'T BE USED FOR PRIVATE BENEFIT. AND SO WE HAVE TO BE CAREFUL, AND WE'VE TALKED AN AWFUL LOT AND WE'VE HAD SOME CONFERENCE CALLS WITH BOND COUNCIL TO DISCUSS WHEN AND HOW IT CAN BE USED WITH PRIVATE SECTOR INVESTMENT. AND WHERE WE'RE BUYING UNITS FOR COMMUNITY LAND TRUSTS, FOR EXAMPLE, WE THABL THAT GIVES US AN OPPORTUNITY TO PARTNER WITH A PRIVATE INVESTOR. WE ALSO BELIEVE THAT CERTAINLY WHEN IT'S A NONPROFIT WHO IS OBVIOUSLY ONE OF THOSE THAT WE'VE PROVIDED A LOT OF MONEY TO RECENTLY THAT DOES AN OUTSTANDING JOB FOR OUR FOUNDATION AND COMMUNITIES, WHEN THEY'RE COMING FORWARD AND THEY HAVE USED IN ONE CATEGORY AT LEAST 13 DIFFERENT FUNDING SOURCES, THIS CAN BE ANOTHER ONE OF THOSE

FUNDING SOURCES. AND IN MANY WAYS THESE DOLLARS ARE VERY RESTRICTIVE IN THE SENSE THAT WE HAVE TARGETED VERY LOW INCOME PEOPLE TO BE SERVED WITH THESE DOLLARS. THAT THE COMMUNITY SAID AND CERTAINLY THE HOUSING ADVOCATES ARE LOOKING FOR IN RENTAL PROPERTY 50% OF BELOW MEDIAN FAMILY INCOME, BUT REALLY LOOKING FOR PROJECTS TO SERVE BE PEOPLE AT 30% OR BELOW OF MEDIAN FAMILY INCOME. SO THE SUBSIDY LEVEL TO DO THAT CAN BE VERY SIGNIFICANT IN ANY PARTICULAR PROJECT. BUT IT ALSO IN LOOKING AS -- MY GUESS IS THAT WE WILL HAVE MODELS SOMEHOW OVER THE NEXT SEVEN YEARS THAT WE HAVE NOT THOUGHT OF YET WHERE THESE BOND MONIES COULD BE USED EFFECTIVELY. BUT THEY HAVEN'T BEEN INVENTED YET. AND SO WE'RE GOING TO BE EXPLORING ALL KINDS OF OPTIONS THAT WOULD ALLOW US TO DO THAT. WE THINK THAT IN THE VERTICAL MIXED USE THERE IS SOME POSSIBILITY SINCE AS PART OF THAT ORDINANCE WE CAN BUY-DOWN ANOTHER LEVEL OF AFFORDABILITY THAT'S A VERY SERIOUS LEVEL OF AFFORDABILITY. THESE FUNDS CAN BE USED AS A POOL AS LONG AS THEY'RE MEETING THOSE TARGETED POPULATIONS TO BE SERVED SOME PRESERVING AFFORDABILITY. SO WE DO THINK THAT WHILE ON THE ONE HAND OUR FEDERAL DOLLARS, THE HIGHEST INCOME THAT CAN BE SERVED IS 80 PERCENT OF MEDIAN FAMILY INCOME, THE FOCUS OF THESE BONDS IS REALLY TO TRY TO ACHIEVE LOWER LEVELS OF AFFORDABILITY, AND SO IN SOME SENSES THEY ARE MORE RESTRICTIVE. BUT AGAIN, WE WANT TO MAKE SURE THAT WE ARE CONSISTENT WITH THE BOND COVENANTS, WITH THE COMMITMENTS WE MADE WITH THE PUBLIC, AND WE ARE ENCOURAGING PEOPLE WHO ARE LOOKING TO SERVE VERY LOW INCOME FOLKS WITH GREAT EFFECTIVE PROJECTS THAT NEED RESOURCES. THIS IS A GREAT PLACE FOR THEM TO LOOK FOR THOSE RESOURCES.

Kim: WHAT I LIKE ABOUT THE FACT THAT WE HAVE THIS BOND MONEY AND THAT WE'RE TARGETING THE VERY LOW INCOME IS THAT IT ALSO WILL BE USED IN CONJUNCTION WITH WHAT WE RECEIVED

FROM THE AFFORDABLE INCENTIVES THROUGH THE DENSITY BONUSES, WHICH ARE REALLY AIMED AT THOSE THAT AREN'T THE LOWEST, LOWEST INCOME, BUT STILL LOW INCOME. 80% OF MEDIAN FAMILY INCOME FOR OWNERSHIP AND DEPENDING ON THE LOCATION, 120% OF MEDIAN FAMILY INCOME WHERE STILL HOME OWNERSHIP IS VERY MUCH OUT OF REACH IN AUSTIN FOR THOSE OF THAT INCOME LEVEL. SO I THINK THAT THE FACT THAT WE ARE AIMING TOWARDS ECONOMIC DIVERSITY IN OUR HOUSING MARKET, IN OUR HOUSING OWNERSHIP AND RENTAL MARKET, USING THIS -- THE BOND MONEY AS WELL AS WHAT WE RECEIVED FROM THE DENSITY BONUSES ALONG WITH PUBLIC FUNDS FROM THE FEDERAL GOVERNMENT AND STATE AND HOUSING CREDITS, IT WILL GIVE US A LOT OF TOOLS TO BE ABLE TO PUT TOGETHER A REALLY GOOD AFFORDABLE HOUSING SUPPLY FOR OUR FAST GROWING CITY. SO THANK YOU FOR YOUR WORK.

THANK YOU VERY MUCH. I APPRECIATE IT.

Mayor Wynn: WERE THERE QUESTIONS, COMMENTS? SO REMIND ME, ON ITEM NO. 10, THE ACTION ITEM IS THE ACTUAL RESOLUTION ADOPTING THOSE GUIDELINES?

YES, THAT'S CORRECT.

Mayor Wynn: FOR MY SAKE, WE HAVE NO CITIZENS SIGNED UP WISH TO GO ADDRESS US, ALTHOUGH I KNOW THERE ARE SOME INTERESTED FOLK HERE. WELL, SO HEARING NO QUESTIONS OR COMMENTS, I'LL ENTERTAIN A MOTION. COUNCILMEMBER MARTINEZ.

....MOTION MADE BY COUNCILMEMBERMARTINEZ, SECONDED BY THE MAYOR PRO TEM TO APPROVE ITEM NO. 10, THIS RESOLUTION ADOPTING THESE GUIDELINES. FURTHER COMMENTS? HEARING NONE, ALL THOSE IN FAVOR PLEASE SAY AYE.

AYE.

Mayor Wynn: OPPOSED? MOTION PASSES ON A VOTE

OF SIX TO ZERO. THANK YOU, MR. HILL GERS. MS. GENTRY, I BELIEVE THAT TAKES US -- TAKES CARE OF ALL OF OUR ACTION ITEMS POTENTIALLY OTHER THAN ZONING. WELL, IT BEING 4:00 O'CLOCK, AT THIS TIME WE CAN TAKE UP OUR ZONING CASES, APPROVAL OF ORDINANCES AND RESTRICTIVE COVENANTS, AND WE'LL WELCOME MR. GREG GUERNSEY.

GOOD AFTERNOON, MAYOR AND COUNCIL. DEALING WITH THE 4:00 O'CLOCK ZONING ORDINANCES AND RESTRICTIVE COVENANT HEARINGS, HEARINGS THAT ARE CLOSED, OUR FIRST ITEM THAT WE CAN OFFER FOR CONSENT IS ITEM NUMBER 40, THIS IS CASE C-14-04-0196.0 WUB, THE HORN BUILDING, LOCATED AT GUADALUPE AND ANTICIPATE A. THIS IS A SECOND AND THIRD READING REQUEST TO MODIFY THE A DISTRICT AND TO ZONE THE PROPERTY NCCD-NP. THIS IS READY FOR CONSENT APPROVAL ON SECOND AND THIRD READINGS. ITEM NUMBER 41 IS CASE C 814-06-BE 0068.

THE ST. DAVID'S P.U.D. ON EAST 32nd STREET AND 918 TO 1004 EAST 32nd STREET AND 900 EAST 30TH STREET AND THE 3,318 NORTH I. I-35. THIS IS A REZONING REQUEST TO PLANNED UNIT DEVELOPMENT. THE APPLICANT IS GOING TO REQUEST A POSTPONEMENT OF THIS ITEM. AND MR. DO YOU GILLET IS HERE TO SPEAK TO THIS POSTPONEMENT AND TO CLARIFY BASED ON A SHORT CONVERSATION I HAD WITH HIM EARLIER TODAY, STAFF WOULD NOT OBJECT TO THE POSTPONEMENT BASED ON I BELIEVE WHAT HE'S GOING TO TELL YOU.

Mayor Wynn: WELCOME.

GOOD AFTERNOON, MAYOR, COUNCIL. I'M DOW GILLET WITH THE FIRM OF CLARK, THOMAS AND WINTERS. WE REPRESENT ST. DAVID'S. I'VE HAD TOWNT VISIT WITH YOU ON AN ISSUE THAT CAME TO OUR ATTENTION IN THE LAST SEVERAL DAYS. IN THE INTEREST OF -- THAT ISSUE RELATES TO COMPATIBILITY, HEIGHT COMPATIBILITY ON THE SITE. IN THE INTEREST OF FAIRNESS TO THE

STAKEHOLDERS AND TO ALLOW US TO VISIT WITH THE STAKEHOLDERS, THE NEIGHBORS ON THIS ISSUE AND WITH STAFF, WE BELIEVE THAT IT WOULD BE APPROPRIATE TO POSTPONE THIS ITEM FOR -- UNTIL YOUR APRIL MEETING. I BELIEVE THERE'S AN APRIL 5TH MEETING, AND THAT WOULD BE OUR REQUEST, MAYOR.

Mayor Wynn: COUNCIL, QUESTIONS OF THE AGENT OR MR. GUERNSEY? COUNCILMEMBER LEFFINGWELL.

MAYOR, THIS IS BASED ON NEW INFORMATION THAT HAS JUST COME UP IN THE LAST WEEK OR SO. EVIDENTLY SOME MISCALCULATION ON COMPATIBILITY, ACTUALLY IN TWO OR THREE DIRECTIONS. AND I DO THINK THERE'S AN OPPORTUNITY TO TRY TO COME TO SOME AGREEMENT BETWEEN THE APPLICANT AND THE NEIGHBORHOOD ASSOCIATION. AND I WOULD SUGGEST THAT WE POSTPONE THIS UNTIL APRIL 5TH AS REQUESTED. IF WE NEED A MOTION TO POSTPONE TO APRIL 5TH, THIS IS THE MOTION.

Mayor Wynn: IF YOU DON'T MIND, I WOULD LIKE TO SUGGEST THEN MOTION BY COUNCILMEMBER LEFFINGWELL TO APPROVE ITEM NUMBER 40 ON SECOND AND THIRD READING AND TO POSTPONE ITEM 41 TO APRIL 5TH, 2007. ESSENTIALLY OR CONSENT AGENDA ON THE CASES WHERE WE'VE HAD THE PUBLIC HEARING. MOTION BY COUNCILMEMBER LEFFINGWELL, SECOND BY COUNCILMEMBER COLE. FURTHER COMMENTS ON THE AGENDA? HEARING NONE, ALL THOSE IN FAVOR PLEASE SAY AYE.

AYE.

Mayor Wynn: OPPOSED? MOTION PASSES ON A VOTE OF SIX TO ZERO AGAIN WITH COUNCILMEMBER MCCracken OFF THE DAIS.

THANK YOU, MAYOR AND COUNCIL. LET ME MOVE ON TO THE PUBLIC HEARING ITEMS. THESE ARE ZONING AND NEIGHBORHOOD PLAN AMENDMENTS FOR PUBLIC HEARING AND POSSIBLE ACTION. THE

FIRST ITEM I'D LIKE TO OFFER IS ITEM NUMBER 42. THIS IS CASE C-14-06-0191, THE FOX HILL PROPERTY AT 114 11421 TO 11717 SOUTH I-35. THE STAFF IS GOING TO REQUEST A POSTPONEMENT OF THIS ITEM TO YOUR MARCH 22nd MEETING. THERE ARE SOME ISSUES THAT HAVE BEEN BROUGHT TO OUR ATTENTION BY AN ADJACENT PROPERTY OWNER DEALING WITH THE UTILITIES AND SOME FLOODPLAIN ISSUES AND WE WOULD LIKE TO RESOLVE THOSE ISSUES BEFORE WE BRING THIS BACK TO YOU FOR YOUR CONSIDERATION. SO STAFF WOULD REQUEST A POSTPONEMENT OF ITEM 42 TO MARCH 22nd. ITEMS 43 AND 44 ARE DISCUSSION ITEMS.

Mayor Wynn: SO COUNCIL, OUR PROPOSED AGENDA BY STAFF IS THAT WE SIMPLY POSTPONE ITEM NUMBER 42 TO MARCH 22nd, 2007. I'LL ENTERTAIN THAT MOTION WITHOUT OBJECTIONS. MOTION MADE BY COUNCILMEMBER LEFFINGWELL, SECONDED BY -- BY COUNCILMEMBER MARTINEZ, SECONDED BY COUNCILMEMBER LEFFINGWELL TO POSTPONE ITEM NUMBER 42 TO MARCH 22nd, 2007. FURTHER COMMENTS? HEARING NONE, ALL THOSE IN FAVOR PLEASE SAY AYE. OPPOSED? MOTION PASSES ON A VOTE OF SIX TO ZERO.

THANK YOU, MAYOR AND COUNCIL. LY LET ME MOVE ON TO ITEMS 43 AND 44. THESE ARE RELATED ITEMS. ITEM NUMBER 43 BEING CASE NPA-6-0019.01, THE EAST AVENUE P.U.D. THIS IS RARGD THE PROPERTY LOCATED AT 3500 NORTH I-35, THE CONCORDIA UNIVERSITY, TO AMEND THE CENTRAL AUSTIN COMBINED NEIGHBORHOOD PLAN ELEMENT OF THE AUSTIN TOMORROW PLAN TO ESTABLISH HIGH DENSITY MIXED USE DESIGNATION ON THAT SAID PROPERTY. THE RELATED ITEM IS ITEM NUMBER 44, THIS IS CASE C #- 814-06-0175, THE EAST AVENUE P.U.D. AT 3400 NORTH I-35. THIS IS A REZONING APPLICATION FROM GENERAL OFFICE, NEIGHBORHOOD PLAN OR G.O.-N.P. ZONING, LIMITED OFFICE, MIXED USE NEIGHBORHOOD PLAN OR LO-MU-NP COMBINING DISTRICT ZONING AND GENERAL SERVICES MIXED USE NEIGHBORHOOD PLAN OR CS-MU-NP COMBINING DISTRICT ZONING TO PLANNED UNIT DEVELOPMENT. AS YOU RECALL,

THIS ITEM HAS BEEN BEFORE YOU ON MARCH 1st AND RECEIVED FIRST READING APPROVAL AND WE HAD A FRAMEWORK TO BEGIN AN ORDINANCE, BUT WE WERE NOT ABLE TO COMPLETE A DRAFT OF THE ORDINANCE AND PROVIDE IT FOR YOU THIS EVENING, NOR THE PUBLIC ON EITHER 43 OR 44. THESE ARE ON YOUR AGENDA FOR SECOND AND THIRD READINGS. MR. SUTTLE, WHO IS REPRESENTING CONCORDIA AND THE PROPERTY OWNER, HAS BROUGHT FORWARD A TERM SHEET JUST BEFORE I CAME DOWN HERE, SO I DIDN'T HAVE EVEN THE OPPORTUNITY TO DISCUSS WITH HIM WHAT IS ON THAT ITEM. THE PUBLIC HEARING IS STILL OPEN ON BOTH ITEMS AND I THINK AT THIS POINT I'LL JUST PAUSE AND PERHAPS MIKELLE MEADE'S, THE NEIGHBORHOOD'S REPRESENTATIVE AND RICHARD SUTTLE REPRESENTING THE OWNER AND THE PROSPECTIVE PURCHASER OF THE PROPERTY CAN ADDRESS YOU IN WHERE THEY ARE.

Mayor Wynn: THANK YOU, MR. GUERNSEY. QUESTIONS, COUNCIL? IF NOT, PERHAPS IF WE COULD GET A BRIEFING FROM SOME OF THE INTERESTED PARTIES AS TO OUR STATUS. WELCOME MR. RICHARD SUTTLE AND/OR MIKELLE MEADE. I DON'T SEE MS. McC.A.N. YES, I DO.

.....WELCOME MR. SUTTLE.

MY NAME IS RICHARD SUTTLE HERE ON BEHALF OF EAST AVENUE, WHICH IS THE DEVELOPER OR THE PROPOSED PURCHASER OF THE CONCORDIA COLLEGE. JUST BRIEFLY AS YOU KNOW, CONCORDIA IS UNDER CONTRACT TO BUY A NEW CAMPUS OUT A SIX 20. THAT TRANSACTION IS SCHEDULED TO CLOSE AT THE END OF MARCH. THAT TRANSACTION IS TIED TO THIS TRANSACTION WHERE MY CLIENT IS BUYING THE EXISTING COLLEGE ON I-35. AND THERE IN LIES THE SCHEDULING PROBLEM. WE'VE BEEN WORKING ON THIS FOR QUITE AWHILE. AS YOU LOOK BACK IN YOUR BACKUP MATERIALS YOU WILL SEE IT'S BEEN AROUND A LONG TIME. THAT IS JUST TO REMIND EVERYBODY OF WHY WE'RE IN A SCHEDULING CRUNCH. TODAY WE'RE HERE ONLY ASKING FOR SECOND READING BECAUSE WE'RE NOT READY FOR

SECOND AND THIRD. JUST A BRIEF HISTORY, WE'VE MET SEVERAL TIMES SINCE THE LAST TIME WE WERE BEFORE YOU. IN FACT, OUR LAST MEETING WENT UNTIL 4:00 IN THE MORNING. PRODUCTIVE MEETING, BUT BY 4:00 THINGS START DROPPING OFF AND WE STILL HAD THINGS THAT WERE UNRESOLVED. TODAY WE'RE HERE BEFORE YOU WITH A LONG LIST OF THINGS THAT WHILE IF I HANDED OUT THIS PIECE OF PAPER WE WROTE DOWN AGREED, BUT I THINK NIKELLE WILL ALSO BACK ME UP ON THIS, THESE ARE THINGS THAT ARE NOT NECESSARILY AGREED UNLESS WE HAVE A PACKAGE. BUT THEY ARE THINGS THAT AS WE TICK THROUGH THEM, WE HAVE RESOLVED THEM AND THEN MOVE ON. THEN WE HAVE A LIST OF SEVEN OR EIGHT THINGS THAT HAVE NOT QUITE BEEN RESOLVED, ALTHOUGH I THINK WE'RE CLOSE. WHAT WE'RE ASKING FOR PROCEDURALLY TONIGHT IS TO BE ABLE TO TALK ABOUT WHERE WE ARE IN THE PROCESS, KIND OF THE THING THAT WE HAVE RESOLVED SUBJECT TO THE TOTAL PACKAGE COMING INTO -- COMING TOGETHER. BUT TO SECOND READING AND GET SOMETHING IN YOUR STAFF'S HANDS AND SO THEY COULD GET THEIR HANDS AROUND THINGS WE'VE BEEN TALKING ABOUT, USES, HEIGHTS, STREET LAYOUTS, CROSS-SECTION OF STREETS, KNOWS TYPES OF THINGS. THEN WE CAN ALSO TELL YOU WHERE WE ARE STILL WORKING ON THINGS, KNOWING THAT IN THE END IT'S A TOTAL PACKAGE. AND BOTH SIDES RESERVE THE RIGHT THAT IF ONE THING FALLS OFF, THEY RESERVE THE RIGHT TO DRAWBACK SUPPORT FOR THE OTHERS. FOR INSTANCE, I THINK THE NEIGHBORHOOD WOULD TELL YOU THAT THEY AGREED TO MORE HEIGHT ON SOME OF THE TRACTS,. THAN THEY REALLY ANTICIPATED THEY COULD GET TO, BUT THEY MAY HAVE GOTTEN THERE BECAUSE STHRS SOMETHING ELSE IN THE PACKAGE THAT THEM WANTED. AND IF THERE'S SOMETHING ELSE IN THE PACKAGE THAT SHIFTS, THEY MIGHT WITHDRAW THEIR -- AT LEAST MAYBE NOT EVEN SUPPORT, BUT THEIR ACQUIESCENCE ON THE HEIGHT. AND THAT GOES BOTH WAYS. THERE ARE THINGS THAT I DID, FOR INSTANCE, NEGOTIATED ONE OF THE RESIDENTIAL TOWERS AWAY IN CONNECTION WITH SOME OTHER THINGS

THAT WERE GRANTED, BUT IF THINGS START MOVING AROUND, THEN HE MIGHT WANT TO TALK ABOUT BRINGING THE TOWER BACK. AT THIS POINT WHAT I WOULD LIKE TO TELL YOU FROM THE DEVELOPER'S SIDE, WE HAVE THE TRAFFIC ENGINEER HERE TO ANSWER TRAFFIC QUESTIONS IF YOU HAVE ANY. I CAN GO THROUGH THE LIST OF THING AND I CAN HAND THEM OUT TO YOU AND THE STAFF AND WE CAN BRIEFLY HIT ON THEM. WE'VE GOT AS YOU RECALL, WE HAVE AN INTERESTING APPROACH TO AFFORDABILITY ON THIS PROJECT, AND THAT WAS PROVIDING PROVIDING FIVE PERCENT OF THE UNITS. WE THINK THAT PUTS MORE MONEY IN THE POCKET OF A PERSON THAN A STANDARD OF AFFORDABILITY SCENARIO MIGHT DO, BUT REASONABLE MINDS CAN DIFFER ON THAT. I THINK WE HAVE THE CAR SHARE PERSON HERE TONIGHT THAT CAN EXPLAIN THAT IF IT'S NOT CLEAR. SO AT THAT POINT I THINK I NEED SOME DIRECTION ON COUNCIL OF WHAT YOU WOULD LIKE TO SEE FROM US AND HOW MUCH TIME DO YOU WANT TO SPEND ON THIS? WE CAN GO THROUGH THE LIST, WE CAN SHOW YOU THE EXHIBITS, HAND THEM TO STAFF. WE HAVE JANA MCCANN IS HERE. SHE'S BEEN GREAT HELPING US PIECE THESE THINGS TOGETHER. I KNOW NIKELLE WOULD LIKE TO DRAIS AND POSSIBLY SOME OF THE NEIGHBORS. I'LL BE BE THE ONLY ONE ADDRESSING YOU UNLESS THERE ARE QUESTIONS OF OUR EXPERTS IN AN EFFORT TO SAVE TIME.

Mayor Wynn: IF WE COULD HEAR FROM MS. MEADE FOR A FEW MINUTES AND THAT MIGHT GIVE COUNCIL DIRECTION ON HOW MUCH DETAIL THEY WOULD LIKE TO HEAR FROM YOUR POTENTIAL AGREEMENT.

NIKELLE MEADE REPRESENTING HANCOCK NEIGHBORHOOD ASSOCIATION IN THIS CASE. I JUST NOW GOT THE LIST THAT WAS HANDED OUT TO YOU SO I HAVEN'T HAD A CHANCE TO REVIEW IT, SO I GUESS RESERVE THE RIGHT TO SAY WE DON'T AGREE TO SOMETHING ON THAT LIST. I THINK IT WAS CREATED FROM A DOCUMENT THAT RESULTED FROM THE MEETING MR. SUTTLE REFERENCES FROM MONDAY NIGHT. IF NOTHING CHANGE

UNDERSTAND THAT, CONTINUING ACCURATELY REFLECTS WHERE THEY..... WE ARE. REALLY RATHER THAN GO THROUGH THAT LIST POINT BY POINT. I REALLY JUST WANTED TO SIMPLY STATE TO THE COUNCIL THAT YOU WILL SEE THERE ARE ABOUT 21 ITEMS WHERE I WOULD CHARACTERIZE IT AS THE PARTIES HAVING REACHED A CON 10 JINT CONCLUSION WITH RESPECT TO THE NEGOTIATION ON THOSE ITEMS. I THINK MR. SUTTLE STATED IT WELL THAT WE CAME UP WITH WHAT WOULD BE AN AGREEMENT ON THOSE ITEMS AND WE MOVED ON. YOU'LL SEE THAT THERE ARE SEVEN ITEMS THAT FRANKLY ARE THE MOST DIFFICULT OF THE ONES THAT WE'VE TACKLED THUS FAR. AND WE ARE CONTINUING TO WORK ON THOSE. BUT WE ARE DOWN -- YOU ALWAYS SAY THE DEVIL IS IN THE DETAILS AND WE'RE DOWN TO THE REAL DETAILS ON THOSE ITEMS. BUT YOU WILL SEE ON THAT LIST THAT THOSE ITEMS HAPPEN TO BE SOME OF THOSE THAT ARE OF THE MOST IMPORTANT TO OUR CLIENT, THE NEIGHBORHOOD, AND THEY JUST WANTED US TO EMPHASIZE THAT, THE NEGOTIATIONS ON THOSE ITEMS ARE ONGOING. AND IN FACT, MR. SUTTLE ALSO STATED THIS ACCURATELY THAT IT IS A PACKAGE AND SO SINCE WE DO HAVE THOSE VERY SUBSTANTIVE ITEMS STILL ON THE TAINL AND NOT CONCLUDED, WE JUST NTED TO BE SURE THAT IT WAS CLEAR THAT THERE IS NO GUARANTEE THAT WE WILL BE COMING BACK TO YOU ON THE 22nd WITH AN AGREEMENT. WE DON'T WANT ANYBODY, CONCORDIA OR ANYONE ELSE TO RELY ON THE FACT THAT THERE'S AN AGREEMENT AT THIS POINT BECAUSE THERE'S JUST SIMPLY NOT. WE'RE MAKING GREAT PROGRESS AND I FEEL CONFIDENT THAT THERE'S A GOOD CHANCE WE COULD GET THERE, BUT I WANT TO EMPHASIZE AGAIN THERE'S NO GUARANTEE THAT WE WILL. THERE'S SOME CONCERN OVER THE ENFORCEABILITY OF SOME OF THE OFFERS THAT HAVE BEEN MADE BY THE DEVELOPER, AND I FRANKLY THINK SOME OF THOSE ARE GOING TO BE DIFFICULT TO OVERCOME. AND AGAIN, SO WE WILL BE WORKING ON THOSE, BUT IF WE CAN'T OVERCOME THOSE WE WON'T BE ABLE TO FINALLY AGREE. THE LAST THING I WOULD LIKE IT ASK IS THAT GEBL I'M THE ONLY PERSON WHO IS

GOING TO SPEAK TONIGHT FROM THE NEGOTIATION TEAM ON THE NEIGHBORHOOD SIDE, AND SO WE WOULD -- THEY'VE ALL AGREED TO HOLD THEIR COMMENTS. SO AGAIN, WE WOULD LIKE TO ASK SINCE THIS IS ONLY GOING TO BE SECOND READING TONIGHT, THAT WE KEEP THE PUBLIC HEARING OPEN ONCE AGAIN AND SO THAT IF BY CHANCE WE END UP WITHOUT AN AGREEMENT, ALL OF THOSE FOLKS WHO ARE STAKEHOLDERS OF THE MATTER STILL HAVE AN OPPORTUNITY TO SPEAK. THANK YOU VERY MUCH.

Mayor Wynn: THANK YOU, MS. MEADE. SO COUNCIL, QUESTIONS OF EITHER? COUNCILMEMBER LEFFINGWELL.

Leffingwell: I'VE GOT A QUESTION MS. MEADE, I GUESS. I HAVEN'T SEEN THE LIST. I DON'T KNOW IF ANY OF US UP HERE HAVE. BUT I GUESS MY QUESTION IS HAVE YOU IDENTIFIED ON THIS LIST OF ITEMS THAT ARE STILL OUTSTANDING WHICH SHOULD TURN OUT TO BE PART OF THE P.U.D. ZONING ORDINANCE AND WHICH SHOULD BE PERHAPS A PRIVATE RESTRICTIVE COVENANT OR SOME OTHER MECHANISM? ARE YOU PRETTY WELL AGREED ON THAT PART OF IT?

NO. RICHARD AND I HAVE BEEN DOING THIS LONG ENOUGH THAT WE CAN MAKE PRETTY GOOD GUESSES ABOUT WHAT UMENTLY IS APPROPRIATE FOR ONE OF YOUR ORDINANCES AND WHAT WILL NEED TO BE IN PRIVATE AGREEMENTS, BUT WE WILL NEED TO GET SOME GUIDANCE FROM YOUR LEGAL COUNSEL ABOUT THAT. I DO THINK THERE ARE A COUPLE OF ITEMS THAT WE KNOW FOR SURE PROBABLY WON'T END UP IN THE ORDINANCE, WHICH IS THE PARKLAND DEDICATION OR THE FEE TO IMPROVE PARKLAND THAT WE'RE DISCUSSING, AND POSSIBLY AFFORDABLE HOUSING. SO WE ARE WORKING TOWARD -- WE WOULD LIKE TO HAVE AS MUCH IN THE CITY'S ORDINANCE AS POSSIBLE, OF COURSE, BECAUSE OF THE ENFORCEMENT PROBLEMS THAT WE'RE DEALING WITH IN THIS PARTICULAR SCENARIO, BUT WE REALIZE THAT THERE WILL BE AT LEAST PROBABLY TWO OR THREE ITEMS THAT WILL..... WE'LL HAVE TO DEAL

WITH PRIVATELY.

Leffingwell: I HAVEN'T SEEN THE LIST, BUT FROM WHAT I'VE HEARD ABOUT IT, SOME OF THEM SEEM TO BE VERY MUCH IN A GRAY AREA. FOR EXAMPLE, I DON'T KNOW HOW YOU COULD PUT IN THE P.U.D. ZONING ORDINANCE WHAT THE QUALITY STAR RATING OF A HOTEL WOULD BE. PERHAPS I'M WRONG ON THAT, BUT I THINK IT REALLY NEEDS -- IF WE'RE GOING TO COME BACK FOR THIRD READING IN TWO WEEKS, AND I THINK THAT IS THE REQUEST, ALL OF THOSE ISSUES AND THE CONVENTS AND ALL THAT CERTAINLY WOULD HAVE TO BE EXECUTED AND THE ORDINANCE DRAWN UP BEFORE WE COME BACK.

ABSOLUTELY. AND OF COURSE WE'RE ON WILL THE APPLICANT'S SCHEDULE, SO WE RESPECT AND KNOWLEDGE THAT THE LEGAL DEPARTMENT HAS OTHER CASES. SO WE WITH KNOW WE HAVE TO GET THOSE DOCUMENTS TO THEM AS SOON AS WE CAN.

Leffingwell: SO ARE YOU READY FOR A COUPLE OF MORE 4:00 A.M. SESSIONS?

NO! AND WHAT MR. SUTTLE DIDN'T MENTION IS THAT THAT WAS NOT THE ONLY ONE, THAT WAS JUST THE MOST RECENT ONE.

Mayor Wynn: COUNCILMEMBER MARTINEZ.

Martinez: I BRIEFLY WANT TO STATE THAT AS LONG AS THE NEGOTIATIONS ARE YIELDING SOME GOOD FRUIT, THEN I THINK WE CONTINUE ON THIS ROAD. SHO WHEN WE GET TO POINT OF MAKING THE MOTION, HOPEFULLY WE'LL CONSIDER DEEING THE PUBLIC HEARING OPEN, ESPECIALLY WHEN IT GOES TO HOW NEGOTIATIONS HAVE GONE SO FAR AND HOW THE PUBLIC HEARING HAS BEEN CONDUCTED SO FAR BY EACH SIDE. I REALLY APPRECIATE Y'ALL'S HARD WORK AND HOPEFULLY WE CAN GET TO THE END OF THIS THING BY THE 22nd. THANK YOU.

Mayor Wynn: COUNCILMEMBER COLE.

Cole: I REALIZE THAT NEITHER MR. SUTTLE NOR MS. MEADE REPRESENTS THE CHURCH, BUT I WOULD LIKE TO KNOW IF THEY HAVE BEEN AN ONGOING PART OF THESE DISCUSSIONS OR IF THEY'RE HERE. SORRY IS, I DIDN'T SEE YOU.

WE HAVE BEEN TALKING WITH THE DEVELOPER THE IMPORTANCE OF TRYING TO KEEP LUTHER LANE CLOSED. BASICALLY WE'RE IN SUPPORT OF THE P.U.D. AND HOPEFULLY WE CAN BENEFIT FROM IT AND THEY CAN BENEFIT FROM OUR OFFICES? AND I.. FROM OUR SERVICES. I WAS GOING TO GET IN MORE DETAIL ON THE LUTHER LANE CLOSURE, BUT IF THE HEARING IS STILL OPEN I HAVE HIT THAT IN TWO WEEKS WITH STATISTICS ON HOW MANY KIDS WE HAVE, THE DROPOFFS FROM 7:00 IN THE MORNING UNTIL 6:30 AT NIGHT. BRIEFLY, WE'RE THE ONLY GYMNASIUM THAT SPONSORS LEAGUE AND TOURNAMENTS FOR FIFTH, SIXTH GRADE THROUGH 12TH..TH GRADE, SO WHEN WE DO HAVE BASKETBALL BE GAMES THEY DON'T LAST UNTIL 4:30 OR FIVE, THEY LAST UNTIL 10 AT NIGHT. BUT WE HAVE BEEN, LIKE I SAID, TALKING WITH THE DEVELOPER, BUT WE HAVEN'T BEEN INCLUDED IN THE OVERALL CASE BECAUSE WE DON'T HAVE TOO MUCH OF AN OPPOSITION TO IT, WE DON'T VT EXPERTISE -- WE DON'T HAVE THE EXPERTISE. THAT'S WHERE WE LEAN ON Y'ALL AND THE DEVELOPER AND THE OTHER ATTORNEY, MS. MCCAIN.

..

Cole: OKAY. I JUST WANTED TO MAKE SURE THAT ALL THE PARTIES THAT WILL BE AFFECTED ARE HAVING SOME INPUT INTO THE PROCESS. AND I GUESS AS LONG AS COUNCILMEMBER MARTINEZ OWE AS LONG AS YOU'RE CONTINUING TO MOVE FORWARD AND WE'RE ON SECOND READING ONLY, THEN I WOULD HAPPILY SUPPORT AND I GUESS MAKE A MOTION THAT WE CONTINUE TO PROCEED ON SECOND READING ONLY. AND KEEP THE PUBLIC HEARING OPEN.

Mayor Wynn: MOTION BY COUNCILMEMBER COLE, SECONDED BY COUNCILMEMBER MARTINEZ TO

APPROVE ON SECOND READING ONLY THE ACTION WE TOOK ON FIRST READING, TO DIRECT CITY STAFF TO BRING THE ITEM BACK AT OUR NEXT MEETING, WHICH WILL BE BE MARCH 22nd, 2007, AND SPECIFICALLY TO KEEP THE PUBLIC HEARING OPEN. MOTION AND A SECOND ON THE TABLE. IT MIGHT BE ANOTHER -- LET'S SEE. I CAN'T SEE BECAUSE IT'S BACK LIT, BUT SOMEBODY FWHAK THE ROOM APPARENTLY WANTS TO SPEAK. WHY DON'T YOU COME FORWARD, SIR.

I AM DON ADAM, VICE-PRESIDENT FOR EXTERNAL RELATIONS FOR CONCORDIA UNIVERSITY, AUSTIN. ALTHOUGH I CANNOT DISCLOSE TO YOU THE EXACT TERMS OF OUR AGREEMENT WITH THE SELLERS OF THE PROPERTY TO WHICH THE CAMPUS WILL BE RELOCATED, THE HILL COUNTRY PRESERVE, AND THAT IS DUE TO CONFIDENTIALITY AGREEMENTS, I CAN STATE TO YOU UNEQUIVOCABLY THAT THE COST OF ANY DELAY WILL BE EXTREMELY HIGH AND POTENTIALLY DEVASTATING TO THE CAMPUS. I DO NOT SAY THIS LIGHTLY. I SPENT 35 YEARS IN WALL STREET AND HAVE TESTIFIED BEFORE MANY POLITICAL BODIES AS WELL AS INVESTIGATORY AGENCIES REGARDING THE SECURITIES BUSINESS. THE TERMS ARE NOT UNREASONABLE BUSINESS TERMS, NOR WERE THEY STRUCTURED IN SUCH A WAY THAT THEY WERE NOT ACCEPTABLE TO US. WE DID NOT ENVISION THE LENGTH TO WHICH THE PROCESS COULD GO RLS AND INDEED HAS GONE TO THIS POINT IN TIME. SO I URN YOU IN YOUR -- SO I URGE YOU IN YOUR DELIBERATIONS IF IT IS POSSIBLE TO MOVE FORWARD THE PROCESS FOR THE PURCHASE OF CONCORDIA'S EXISTING PROPERTY BY THE EAST AVENUE GROUP, WE WOULD BE DEEPLY APPRECIATIVE. THANK YOU FOR YOUR TIME.

Mayor Wynn: I'M SORRY, THE QUESTION -- AS YOU HEARD, THE MOTION WAS TO -- ALTHOUGH WE'RE PASSING THIS ON SECOND READING, THE NET EFFECT OF THIS ACTION IF APPROVED BY COUNCIL WOULD BE TO POSTPONE -- HAVE THE FINAL ACTION NO EARLIER THAN MARCH 22nd. IS THAT TWO-WEEK DELAY FROM TONIGHT, IS THAT THE DEVASTATING PROBLEM FOR YOU OR ARE YOU

SUGGESTING THAT BEYOND THE 22nd?

BEYOND THAT IT WOULD BE. I COULD NOT SPEAK TO WHETHER THE EAST AVENUE GROUP WOULD BE PROHIBITED FROM COMPLETING THE CLOSING PURPOSES SET FOR THE 29TH. THEY WOULD HAVE TO ADDRESS THAT, SIR. CERTAINLY ANY TIME BEYOND THAT SINCE IT IS NOT REVEALING ANYTHING THAT IS NOT PUBLIC KNOWLEDGE, THAT BOTH -- BOTH FOR THE SALE OF THE EXISTING CAMPUS AS WELL AS THE PURCHASE OF THE HILL COUNTRY RESERVE ARE SET FOR SIMULTANEOUS CLOSINGS ON THE 29TH OF MARCH.

Mayor Wynn: THANK YOU, SIR. QUESTIONS, COMMENTS, COUNCIL? I'M VERY GLAD HE CAME AND GAVE SOME INFORMATION. CORRECT ME IF I'M WRONG, BUT SHOULD THIS COUNCIL TAKE FINAL ACTION ON MARCH 22nd.... 22nd, ONE WEEK ADVANCE OF A POSTED CONTRACTUAL CLOSING I THINK IS A -- IS NOT A SURE THING AT ALL, BUT SURELY CAN BE ACCOMPLISHED WITH A GOOD TITLE COMPANY AND SOME GOOD REAL ESTATE ATTORNEYS. YES, MARTINEZ.

Martinez: I WANT TO ENCOURAGE BOTH SIDES TO REALLY START FORWARDING SOME DOCUMENTS OVER TO CITY LEGAL TO HELP GET THE ORDINANCE DRAFTED AS SOON AS POSSIBLE SO THAT WE DON'T RUN INTO SOME LAST MINUTE SNAG ON THE 22nd THAT COULD CAUSE ANY FURTHER DELAY. IF YOU GUYS HAVE COME TO AGREEMENT ON SOME STUFF, I KNOW THAT THERE IS SOME AGREEMENT UNTIL IT'S A TOTAL AGREEMENT, I UNDERSTAND THAT, BUT WHAT YOU'VE AGREED UPON I THINK CAN START -- WE CAN START DRAFTING THAT RIGHT NOW IF AT ALL POSSIBLE AND HAVE EVERYTHING LINED UP SO THAT ON THE 22nd IF WE COME TO A FULL AGREEMENT WE MOVE FORWARD.

Mayor Wynn: GOOD SUGGESTION, COUNCILMEMBER. SO AGAIN WE HAVE A MOTION AND A SOAKED THE TABLE TO APPROVE SECOND READING ONLY, LEAVING THE PUBLIC HEARING OPEN AND DIRECTING THE CITY STAFF TO BRING THE CASE BACK FOR FINAL CONSIDERATION ON THURSDAY,

MARCH 22nd, 2007. MR. GUERNSEY?

MAYOR, I BELIEVE THERE'S ONE MORE CITIZEN TO SPEAK.

I PRESENTED A LIST LAST WEEK OF CONCESSIONS. SO I'VE ADDED A LITTLE BIT TO THAT LIST AND JUST PROVIDED IT. BUT I WANTED TO SPEAK A LITTLE BIT ABOUT THE PROCESS. LAST WEEK WE WERE ALL PRAISING THE PROCESS AND HOW THIS IS A MODEL GOING FORWARD. SO I WANTED TO OUTLINE A LITTLE BIT WHAT THE NEIGHBORHOOD HAS DONE. SO WE'VE NO, MA'AM..... NOMINATED A TEAM, A NEGOTIATING TEAM THAT IS IN EFFECT OUR RENTS, THE SENATORS, BE THE REPRESENTATIVES OF THE NEIGHBORHOOD SO BARGAIN ON BEHALF OF THE NEIGHBORHOOD BECAUSE OBVIOUSLY TOO MANY COOKS IN THE KITCHEN YOU'RE JUST GOING TO END UP BURNING DINNER, RIGHT? CLESH..... [ONE MOMENT, PLEASE, FOR CHANGE IN CAPTIONERS]

... I WAS ACTUALLY ON THE ORIGINAL COMMITTEE THAT BASICALLY WENT NOWHERE. BASICALLY WHAT I FOUND OUT THROUGH THIS COMMITTEE IS EVERYBODY HAS THEIR OWN AGENDA, I THINK THE DEVELOPER OBVIOUSLY, HIS AGENDA IS TO TURN A PROFIT ON THIS PROPERTY SO HE WANTS TO MAXIMIZE HIS PROFIT, CONCORD I..IA WANTS TO GET AS MUCH AS THEY CAN FOR THE PROPERTY SO THEY CAN BUILD THEIR WONDERFUL CAMPUS IN NORTHWEST AUSTIN. AND EVEN AMONGST THE PEOPLE IN THE NEIGHBORHOOD, PEOPLE HAVE THEIR OWN AGENDAS AND THE OBVIOUS AGENDA IS THE PEOPLE WHO LIVE VERY CLOSE TO THE CONCORDIA PROJECT, THEY'RE CONCERNED ABOUT HEIGHT, AND AS YOU MOVE AWAY FROM THERE, PEOPLE ARE CONCERNED ABOUT THE DENSITY OF THE PROJECT, BECAUSE THAT IS GOING TO IMPACT THE WHOLE NEIGHBORHOOD, THE NUMBER OF VEHICLES THAT ARE GOING TO BE DRIVING THROUGH OUR NEIGHBORHOODS. AND I THINK YOU'VE SEEN THE NUMBERS, WE'RE GOING TO BE GOING UP TO ALONG WITH THE PUD UP TO 45 ADDITIONAL TRIPS PER DAY IN OUR NEIGHBORHOOD, AND ONE OF MY BIG CONCERNS AND ONE OF THE THINGS I WAS WORKING WITH FOR

US AS A COMMITTEE WAS LOOKING AT DIFFERENT OPTIONS, AND I KNOW THAT I'VE TALKED WITH ANDY, THE DEVELOPER, AND HE HAS TOLD ME THAT HE WOULD BE WILLING TO LOWER THE DENSITY OF THIS PROJECT IF HE COULD GET A LITTLE BIT MORE HEIGHT FOR HIS PROJECT, AND I'VE GOT A LITTLE -- IF YOU LOOK AT THAT MARKING UP THERE, IT'S -- THERE'S A LOT OF SCRIBBLING LINE, BUT THAT LINE UP THERE IS WHERE HIS EXISTING HEIGHT OF HIS BUILDING IS, AS THE PUD IS STATED TODAY. SO I WOULD ENCOURAGE -- OR I WOULD LIKE THE NEIGHBORHOOD TO HAVE THE OPTION TO LOOK AND THE PROPOSAL TO INCREASE THAT HEIGHT BY 10 TO 20 FEET AND SEE WHAT HE CAN LOWER ON DENSITY BECAUSE THE DENSITY WILL AFFECT EVERYBODY IN THE NEIGHBORHOOD AND I'M SURE IF WE TOOK A POLL AND I'VE DONE INFORMAL POLLS AS I WALK AROUND THE NEIGHBORHOOD TRYING TO GET PEOPLE TO COME OUT FOR THE NEIGHBORHOOD PUD, AND I ASKED THEM POINT BLANK, IF YOU HAD A CHOICE BETWEEN HEIGHT OR DENSITY, WHAT WOULD YOU CHOOSE, AND THE OVERWHELMING DECISION WAS DENSITY, THEY WERE WILLING TO SACRIFICE A LITTLE HEIGHT FOR A LITTLE LESS DENSITY, AND I KNOW THAT ANDY IS WILLING TO DO THAT, AND I THINK OUR GROUP HAS DONE A FINE JOB ON NEGOTIATING, IF YOU LOOK AT OUR NEGOTIATING TEAM, I THINK ALL OF THOSE PEOPLE ARE THE ONES WHO ARE VERY CLOSE TO THE PROJECT, AND I THINK THEY'RE TOO CONCERNED ABOUT HEIGHT AND NOT CONCERNED ABOUT THE WELL-BEING OF THE WHOLE NEIGHBORHOOD AND THAT IS GOING TO BE WHETHER OR NOT WE CAN ACTUALLY DRIVE AROUND THE NEIGHBORHOOD ANYMORE. SO THAT'S WHAT I WANTED TO BRING UP, AND I WOULD JUST LIKE TO -- MY BIG CONCERN IS THAT WE WILL HAVE A LOT OF CARS IN OUR NEIGHBORHOOD AND I WOULD LIKE SOME ASSURANCES WITH CITY COUNCIL THAT I DON'T FEEL LIKE OUR NEIGHBORHOOD IS GOING TO BE ABANDONED ONCE, YOU KNOW, WE HAVE ALL THOSE CARS CREEPING THROUGH OUR NEIGHBORHOOD, THAT THERE'S GOING TO BE SOME KIND OF REMEDIATION THAT YOU GUYS WILL BE

WILLING TO HELP US OUT AS FAR AS DEALING WITH THE COMING TRAFFIC ISSUES THAT IS GOING TO AFFECT OUR QUALITY OF LIFE, AND I GUESS, YOU KNOW, THAT IS MYSELF INTEREST. I'M TRYING TO PROTECT THE QUALITY OF LIFE IN OUR NEIGHBORHOOD, SO THANK YOU.

Mayor Wynn: THANK YOU, MR. HEINRICH. WELCOME, MARY.

GOOD AFTERNOON, CANCEL, I'M MARY ENGLE, AS A MEMBER OF CANPAC, THE CENTRAL AUSTIN NEIGHBORHOOD PLANNING ADVISORY COMMITTEE, I WOULD LIKE TO REITERATE WHAT OUR LETTER STATES, WE HAVE SOME -- WE HAVE CONCERNS ABOUT THE HEIGHT OF THIS DEVELOPMENT AND WE WOULD LIKE TO SUPPORT THIS PROJECT. WE WOULD LIKE TO SUPPORT THE NEIGHBORHOOD, BUT SINCE THERE ARE TERMS OF DISAGREEMENT, THAT'S NOT POSSIBLE AT THIS POINT, AND I CERTAINLY HOPE THAT THIS CAN BE RESOLVED. THANK YOU.

THANK YOU, MARY. ANYBODY ELSE?

GOOD AFTERNOON. MY NAME IS BRANDY CLARK AND I'M THE CHAIR OF THE BOARD OF AUSTIN CAR SHARE, AND I JUST WANTED TO INPUT ABOUT THE TRAFFIC ISSUES, AND WE'VE BEEN TALKING FOR FOUR, FIVE, SIX MONTHS WITH ANDY SARWALL ABOUT INTEGRATING CAR SHARING INTO THIS PROJECT I'S AN IDEAL TYPE OF LOCATION I'S GOING TO BE DONE NEAR TRANSIT CORRIDORS. THERE'S A MIX OF DAY-TIME/NIGHT-TIME USE, BUSINESSES, RESIDENCES, THINGS LIKE THAT, THE ESTIMATES FROM OTHER CITIES WHERE THEY'VE DONE SURVEYS, EACH CAR SHARING VEHICLE, YOU MOVE AN AVERAGE OF 12 CARS, I'VE SEEN FROM 10 TO 20 WOULD BE THE ESTIMATE, THE AVERAGE MOST PEOPLE GO WITH IS 12 CARS PER CAR SHARING VEHICLE, AND I JUST -- I KNOW THAT IS A PART OF THEIR TIME AND WOULD ENCOURAGE THE CITY AND PARTNERS AT CAPITAL METRO TO ALSO LOOK AT HOW BUS ROUTES COULD BE PLACED AND OTHER FORMS OF TRANSIT COULD INTERACT WITH A CAR SHARING SYSTEM SO THAT FEWER PEOPLE

WHO LIVE THERE WOULD HAVE TO OWN CARS. AND I JUST WANT TO, ON THE -- ON ANOTHER POINT OF THE BENEFITS OF CAR SHARE, THE AVERAGE COST OF OWNING A CARPER MONTH IS, ACCORDING TO TRIPLE A, IS ABOUT \$650, THAT'S WHEN YOU LOOK AT THE CAR PAYMENTS, INSURANCE, THE FINANCING, THE GAS, MAINTENANCE, AND ALL THE ASSOCIATED ROAD SIDE ASSISTANCE. THE AVERAGE FOR AUSTIN CAR SHARE IS \$55 IF YOU TACK ON \$10 MONTHLY BUS PASS. THAT ALLOWS FREES UP PEOPLE TO GO THAT WAY, THE OPTION OF PUTTING THEIR MONEY IN THINGS THAT APPRECIATE IN VALUE AS OPPOSED TO A CAR THAT DEPRECIATES EVERY DAY, THEY CAN PUT IT INTO THEIR HOME, THEIR RETIREMENT, THAT SORT OF THING. WE HOPE THAT PEOPLE IN AUSTIN WILL BE LOOKING AT THIS AS AN OPTION, INCLUDING THE CITY OF AUSTIN. THANKS.

I HAVE A QUESTION, MAYOR?

Mayor Wynn: COUNCILMEMBER COLE?

I HAVE NEVER SEEN AUSTIN CAR SHARE BE INVOLVED IN THE PROCESS OF A DEVELOPMENT. WHY DID YOU PICK THIS DEVELOPMENT TO BECOME INVOLVED WITH...

THIS IS THE FIRST ONE WHERE WE HAVE A PARTNER THING GOING FORWARD. THERE'S ACTUALLY ANOTHER ONE WITH THE 360 PROJECT DOWNTOWN THAT WAS IN NEGOTIATION AND WE'RE WAITING TO SEE WHERE IT COMES DOWN. WE HAVE A TENTATIVE AGREEMENT, BUT IT'S NOT -- NOT FINALIZED, AND WE WERE ASKED TO COME AND EXPLAIN THE BENEFITS OF CAR SHARE.

HAVE YOU DONE ANY ANALYSIS OF WHAT WOULD BE NEEDED IN TERMS OF BUS TRANSPORTATION OR THE UT SHUTTLE, THAT TYPE OF THING, IS THAT -- DID THAT KIND OF LEAD OFF OF THE DECISION TO PICK THIS LOCATION?

WE DIDN'T PICK IT. WE ARE IN THE PROCESS OF TRYING TO GET IN FRONT OF ALL OF THE DEVELOPERS.S, WORKING ON MAJOR

REDEVELOPMENTS, NEW CONDO PROJECTS, THINGS LIKE THAT. WE HAVE A SMALL BOARD THAT WE'RE HOPING TO EXPAND SOON, IT'S A MATTER OF BANDWIDTH RIGHT NOW, WE'RE APPROACHED ON THIS PROJECT ABOUT THE POSSIBILITY OF INTEGRATING CAR SHARING SO THAT'S WHY WE'RE HERE.

OKAY. THANK YOU.

THANK YOU. ANY OTHER QUESTIONS.

Mayor Wynn: QUESTIONS OF MRS. CLARK, COUNCIL?

THAT'S GREAT.

CAR LOOKS GREAT AT FARMER'S MARKET, BY THE WAY. YES, SIR?

I WANTED TO MAKE ONE MORE COMMENT, I'M BRYAN. I DID HAVE SOME NUMBERS, STATS, HOW MANY PEOPLE USE OUR FACILITY IN THE STREET, WE WOULD LIKE TO SEE THAT MAINTAINED AS IS, I WILL SEND A DOCUMENT TO EACH ONE OF YOU SO YOU CAN REVIEW THAT INFORMATION BEFORE THE NEXT HEARING.

THANK YOU.

...

Mayor Wynn: THANK YOU, SIR. COUNCIL, WE HAVE A MOTION AND A SECOND ON THE TABLE, APPROVE ON SECOND READING ONLY, LEAVING THE PUBLIC HEARING OPEN AND TAKE IT UP FOR THIRD READING, THURSDAY, MARCH 22ND. FURTHER COMMENTS? MR. GUERNSEY?

I WANT TO MAKE SURE THAT IS 43 AND 44 WIN WENT YES, THANKS VERY MUCH, COMBINED MOTION, ITEM 43 AND 44. HEARING NO COMMENTS ALL THOSE IN FAVOR PLEASE SAY AYE. AYE. OPPOSED? MOTION PASSES ON A VOTE OF 6-0. THAT CONCLUDES OUR ZONING ITEMS THIS EVENING -- OR AFTERNOON.

WOW! SO COUNCIL, THERE'S NO MORE ITEMS FOR US PRIOR TO OUR 5:30 BREAK FOR LIVE MUSIC AND PROCLAMATIONS. TECHNICALLY, WE WILL STAY IN RECESS WHILE WE DO LIVE MUSIC AND PROCLAMATIONS AND WON'T BEGIN THE ACTUAL COUNCIL PROCEEDINGS UNTIL SOME TIME SHORTLY AFTER 6 P.M. SO WE ARE NOW IN RECESS TECHNICALLY UNTIL ABOUT 6 P.M. AS A COUNCIL. HOWEVER STAY TUNED AT 5:30 FOR LIVE MUSIC FROM MATT HUBBARD AND A COUPLE OF PROCLAMATION, THANK YOU VERY MUCH.

Mayor Wynn: WELCOME TO OUR WEEKLY LIVE MUSIC GIG HERE AT THE AUSTIN CITY COUNCIL, JOINING US TODAY IS MATT HUBBARD, A MAN OF MANY TALENTS, MATT PLAYS PIANO, TROMBONE, HARMONICA, BASS, AS WELL AS SINGING AND RECORDING SONG, HE'S RECORDED WITH RAY PRICE AND MANY OTHERS, HE COPRODUCED WILLIE'S GRAMMY-NOMINATED RAINBOW PERFECTION, HE'S WRITTEN MUSIC FOR MTV.COM AND PLAYED ON THE MOVIE SOUND TRACKS INCLUDING BAY PIG IN THE CITY, I WISH MY KIDS KNEW THAT. MATT HAS REGULARLY PERFORMED WITH AUSTIN BASED ACTS, FAT BALL, PAULA NELSON, MALL CARS, CALVIN RUSSELL, ALSO APPEAR ON THE MTV, THE REAL WORLD, PBS'S AMERICAN MASTERS AND OTHER PROGRAMS. PLEASE JOIN ME IN WELCOMING MULTITALENTED MATT HUBBARD.

(music) [(music)MUSIC PLAYING(music)(music)] (music)

LET'S GIVE IT UP FOR KEVIN, EVERYONE. COME ON. I WANT TO HEAR YOU OUT THERE. (music)

Mayor Wynn: FABULOUS, YOU DO SO MANY THINGS. SO WHERE CAN ONE HEAR YOU SOON?

WELL, YOU CAN HEAR ME TONIGHT AT CLUB ZAVEL ON THE RED RIVER, THE WHOLE SHOW STARTS AT TEN AND I'M ON AT MIDNIGHT WITH KEVIN, THE DRUMMER, AS WELL AS OTHER PEOPLE.

Mayor Wynn: GREAT.

AND THE --

Mayor Wynn: THE WEBSITE, DO YOU HAVE YOUR OWN RECORDINGS?

YES, I DO. YOU CAN CHECK ME OUT AT [www.Matthubbard.....](http://www.Matthubbard.....) [www.Matthubbard.info](http://www.Matthubbard.info), and [alsomyspace.com/HUBBARD](http://alsomyspace.com/HUBBARD) MUSIC. THERE'S TUNES ON THERE AS WELL, A NEW ALBUM BEING PRODUCED BY MARIO FROM THE WEARY BOYS, AND I'M ALSO ON SEVERAL DIFFERENT ALBUMS BY WILLIE AND OTHER PEOPLE, IF YOU GO TO THE WEBSITE, YOU CAN CHECK OUT ALL OF THOSE RECORDS AND PURCHASE THEM HOPEFULLY.

THAT'S GREAT. HOW ABOUT DURING SOUTHWEST, I GUESS YOU'LL BE DOING A LOT OF THINGS.

YES, ACTUALLY, WE'RE PLAYING WITH PAULINE WILSON, AND THURSDAY I'M PLAYING AT STUBS WITH MARIO MATIOLI P. THE BLOCK PARTY GOES ON. SATURDAY PLAYING WITH PAUL NELSON, OPENING FOR WILLIE AND RAY PRICE AT THE BACK YARD.

Mayor Wynn: FABULOUS. FABULOUS WEEK HERE IN AUSTIN. BEFORE YOU GET AWAY, WE HAVE AN OFFICIAL PROBLEM MAKE THAT READS BE IT KNOWN THAT WHEREAS THE LOCAL MUSIC COMMUNITY MAKES MANY CONTRIBUTIONS TOWARD THE DEVELOPMENT OF AUSTIN'S SOCIAL, ECONOMIC AND CULTURAL DIVERSITY, WHERE THE DEDICATED EFFORTS OF ARTISTS FURTHER OUR STATUS AS THE LIVE MUSIC CAPITAL OF THE WORLD, THEREFORE I, WILL WINN, MAYOR OF THE GREAT CITY OF AUSTIN, DO HEREBY PROCLAIM MARCH 82007 AS MATT HUBBARD DAY IN AUSTIN AND CALL ON ALL CITIZENS TO HELP ME CONGRATULATING THIS FINE TALENT. [ APPLAUSE ]

Mayor Wynn: WHILE, MATT BREAKS DOWN ON THAT SIDE OF THE ROOM, WE'RE GOING TO TAKE THIS PODIUM TO DO A COUPLE OF PROCLAMATIONS TODAY. OUR FIRST ONE IS REGARDING PURCHASING MONTH, IT'S ALREADY BEEN A YEAR, I GUESS. THAT'S AMAZING. JOINED HERE BY BYRON JOHNSON

AND GEORGE MONNAT, WE'RE GOING TO TALK ABOUT THE IMPORTANCE OF HAVING HIGHLY TRAINED, SKILLED, ETHICAL, PROFESSIONALS HELP AT LEAST US AND MANY OTHER FOLKS WHEN IT COMES TO PURCHASING, THE CITY OF AUSTIN, AS YOU CAN WELL IMAGINE, EVERY THURSDAY OUT OF CITY COUNCIL AGENDA, OFTEN TIMES THE MAJORITY OF OUR ITEM, SAY A HUNDRED ITEMS OR SO ON A TYPICAL THURSDAY AGENDA, INCLUDES SOME FORM OR FASHION PURCHASING, SO IT HELPS US AS POLICY MAKERS UP ON THE DAIS WHEN WE KNOW THAT WE HAVE THESE VERY, VERY STRUCTURED, HIGHLY PROFESSIONAL PROCESSES THAT SOME GOOD PEOPLE FOLLOW AND GET US TO WHERE WE MAKE AN EASY DECISION ABOUT THINGS THAT SEEM AS MUNDANE AS PURCHASING A LOT OF MATEIELE FOR THE COMPLEX ORGANIZATION LIKE THE CITY, I'LL READ OUR PROCLAMATION ABOUT PURCHASING MONTH AND GEORGE AND/OR BYRON WILL SAY A FEW WORDS ABOUT IT. PROCLAMATION READS WHEREAS AS NAPM AUSTIN, INC. IS ONE OF 180 AFFILIATES OF INSTITUTE OF APPLIED MANAGEMENT AND MEMBERS IN AUSTIN REPRESENT BUYERS IN BOTH PUBLIC AND PRIVATE SECTORS AND INCLUDING PROFESSIONALS IN THE PURCHASING AND SUPPLY MANAGEMENT FIELDS WHO THROUGH ON BEHALF OF THEIR EMPLOYERS SPEND MILLIONS OF DOLLARS WITHIN THE CITY OF AUSTIN, AND WHEREAS THIS ANNUAL CELEBRATION OF PURCHASING MONTHS FOCUSES ON EXPANDING AWARENESS OF THE PURCHASING AND MATERIAL MANAGEMENT PROFESSIONS AND THE ROLE WITHIN BUSINESS, GOVERNMENT, AND ACADEMIA AND PROVIDES AN OPPORTUNITY TO EDUCATE STUDENTS AND OTHERS ABOUT CAREER OPPORTUNITIES AND PURCHASING. NOW THEREFORE I, WILL WYNN, MAYOR OF THE CITY OF AUSTIN, TEXAS, DO HEREBY PROCLAIM THIS MONTH, MARCH, 2007, AS PURCHASING MONTH IN AUSTIN THIS YEAR AND AGAIN JOIN ME IN CONGRATULATING AND THANKING SOME GOOD PROFESSIONALS TO HELP US WITH ALL OF OUR PURCHASING NEEDS. [ APPLAUSE ]

THANK YOU.

THANK YOU FOR RECOGNIZING PURCHASING. WE ENJOY WHAT WE DO. IT -- WE THINK IT DOES A SERVICE TO BOTH THE SUPPLIERS AND TO THE COMPANIES THAT WE WORK FOR AND I WANT TO INTRODUCE GEORGE WHO IS OUR LOCAL AFFILIATE CHAIR.

THANK YOU, MAYOR WYNN. ON BEHALF OF NAPM AUSTIN AND ISM, INSTITUTE OF SUPPLY MANAGEMENT, WE THANK YOU FOR THIS RECOGNITION. ONE OF THE THINGS THAT WE UNDERSTAND IN OUR PROFESSION IS THAT ANY SUCCESSFUL WORLD CLASS OR BEST PRACTICE ORGANIZATION HAS TO HAVE PEOPLE WHO ARE CAPABLE OF SOURCING AND SUPPLYING THE RIGHT MATERIALS, THE RIGHT SERVICES, AT THE RIGHT TIME AND THAT IS WHAT OUR FUNCTION IS TO HELP EDUCATE AND PROVIDE PROFESSIONAL DEVELOPMENT FOR THOSE INDIVIDUALS, AGAIN, WE THANK YOU FOR THE RECOGNITION.

WELL, THANK YOU. [ APPLAUSE ]

Mayor Wynn: AND OUR LAST PROCLAMATION IS REGARDING RED CROSS MONTH, JOINED BY DERRICK CHUBBS, I WILL JUST SAY, YOU KNOW, MOST OF US CERTAINLY ARE AWARE OF THE IMPORTANT ROLE THAT THE AMERICAN RED CROSS PLAYS THROUGHOUT THE COUNTRY AND PLAYS LOCALLY, BUT WITH WHAT -- WHAT WE WENT THROUGH LAST YEAR, OR CALENDAR YEAR 2005, CERTAINLY WITH HURRICANE KATRINA, THEN FOLLOWED THAT UP THREE WEEKS LATER WITH HURRICANE RITA, MANY OF US SAW FIRSTHAND, EXPERIENCED FIRSTHAND THE AMAZING AMOUNT OF PROFESSIONALS THAT STEER A REMARKABLE ORGANIZATION, AND I THINK THAT YEAR IN THE AUSTIN AREA, I WANT TO SAY WE HAD SOMETHING LIKE 14,000 FIRST TIME VOLUNTEERS WITH THE AMERICAN RED CROSS, SO HERE AT A TIME WHEN THE ORGANIZATION WAS ALREADY UNDER A LOT OF STRESS AND STRAIN, THEY ALSO WERE INTRODUCING THOUSANDS AND THOUSANDS OF AUSTINNITES TO BE AT WORK WITH THE AMERICAN

REC, SINCE THAT YEAR, THAT SUMMER AND FALL OF 2005, I HAVE WATCHED NUMEROUS EXERCISES THAT OF COURSE DON'T GET NEARLY THE ATTENTION THAT THOSE TWO BIG HURRICANES RECEIVED HERE, BUT IT'S THE RARE MONTH OR SO THAT I DON'T LOOK UP AND SEE AN IMPORTANT ROLE THAT THE AMERICAN RED CROSS IS PLAYING INCLUDING HERE LOCALLY ON A CONSTANT BASIS. SO VERY PROUD TO NAME THIS AMERICAN RED CROSS MONTH, I WILL READ THE PROCLAMATION AND DERRICK WILL SAY A FEW WORDS ABOUT ALL THE EVENTS AND ACTIVITIES AND THE STAFFING HERE LOCALLY. PROCLAMATION READS: WHEREAS WE ARE PLEASED TO RECOGNIZE THE RED CROSS OF CENTRAL TEXAS DURING THE SPECIAL MONTH FOR ITS HUMANITARIAN ROLE IN OUR COMMUNITY AND ESPECIALLY TO HONOR THE VOLUNTEERS, DONORS, PARTNERS, AND EMPLOYEES WHO CARRY OUT THE RED CROSS MISSION, AND WHEREAS DONATIONS OF TIME AND MONEY ENABLED OUR LOCAL RED CROSS STAFF AND VOLUNTEERS TO RESPOND TO 191 D MILITARY FAMILIES, AND TO PROVIDE 12,973 PEOPLE WITH EMERGENCY AND PREPAREDNESS TRAINING. WHEREAS WE URGE AUSTINNITES TO CONTINUE GIVING TIME, BLOOD AND MONEY TO HELP PREVENT AND EASE HUMAN SUFFERING AMONG FRIENDS, NEIGHBORS AN EVEN STRANGERS WITHIN OUR CITY, WE HELP EACH OTHER AND WE HELP THE RED CROSS. SO NOW THEREFORE I, WILL WYNN, MAYOR OF THE CITY OF AUSTIN, DO HEREBY PROCLAIM MARCH AS AMERICAN RED CROSS MONTH HERE IN AUSTIN AND PLEASE JOIN ME IN THAIRKING..... THAIRKING -- THANKING A SPECTACULAR ORGANIZATION AND WE'LL HEAR FROM DERRICK CHUBB. DERRICK? [ APPLAUSE ]

THANK YOU, MR. MAYOR. FOR OVER 90 YEARS THE AMERICAN RED CROSS OF CENTRAL TEXAS HAS HAD THE HONOR OF SERVING OUR CITIZENS OF AUSTIN THROUGH A RANGE OF SERVICES FROM DISASTER PREPAREDNESS BY RESPONDING TO A DISASTER EVERY 48 HOURS, BY HEALTH AND SAFETY TRAINING AND MAYOR WYNN ALREADY REFERENCED THE NUMBERS AND BY HELPING FAMILIES REMAIN CONNECTED WITH LOVED ONES FIGHTING IN THE WAR ABROAD, ON BEHALF OF

NATIONAL RED CROSS, THE STAFF, AND THE HUNDREDS OF VOLUNTEERS WHO GLADLY GIVE THEIR TIME, EFFORT AND MONEY, I WOULD LIKE TO THANK MAYOR WYNN, THE CITY. I WOULD ALSO LIKE TO ESPECIALLY THANK TOBY CUTTREL AND THE CITY MANAGER'S OFFICE FOR ALL THE SUPPORT WE'VE BEEN GIVING YOU ALL THESE YEARS AND WE CERTAINLY LOOK FORWARD TO ANOTHER 90 YEARS. THANK YOU VERY MUCH. [ APPLAUSE ]

Mayor Wynn: AND SO OUR CITY COUNCIL MEETING WILL RESUME SHORTLY AFTER 6 P.M. THANK YOU VERY MUCH. HE SHOULD BE BACK ABOUT 6:15, BUT WE HAVE THREE PUBLIC HEARINGS TONIGHT, AND -- SO WE'RE GOING TO START, AND WE'RE GOING TO CONDUCT THE FIRST PUBLIC HEARING ON INPUT ON THE PROPOSED CONSTRUCTION OF THE WALLER CREEK TUNNEL AND CONSIDER ACTION TO SEEK THE PARTICIPATION OF TRAVIS COUNTY AS A FINANCING PARTNER. COUNCIL MEMBER COLE AND I HAVE BEEN KIND OF DOING A TAG TEAM AS WE'VE STUDIED THIS PROJECT AND WE'VE MADE PRESENTATIONS THROUGHOUT THE COMMUNITY. WE HAVE OUR OTHER COLLEAGUES FROM THE STAFF, JOE PENPALIA AND JOHN STEVENS, WHO WE CAN ALL CALL ON FOR SPECIFIC INFORMATION, BUT AT THIS TIME I'D LIKE TO TURN THE MICROPHONE OVER TO SHERYL COLE.

COLE: [INAUDIBLE] DON'T LET MY KIDS ANYWHERE NEAR MY LIVING ROOM. THAT BEING SAID, DOWNTOWN IS STILL WHERE WE COME TO HAVE A SHARED EXPERIENCE. IF THIS PROJECT GOES THROUGH, WE WILL HAVE A NEW PLACE TO LIVE, WORK AND PLAY THAT WE ALL CAN ENJOY, BECAUSE IT HAS SOMETHING IN IT FOR EVERYONE, PEDESTRIANS, BIKERS, TOURISTS, THOSE THAT CARE ABOUT EAST-WEST CONNECTIVITY, ECONOMIC DEVELOPMENT AND FINALLY ENHANCED WATER QUALITY. WALLER CREEK IS FULL OF HISTORY. EVAN WALLER WAS THE FIRST MAYOR OF AUSTIN AND HE DESIGNATED DOWNTOWN AS BEING BETWEEN THE BANKS OF SHOAL CREEK AND WALLER CREEK. ALSO ON WALLER CREEK THERE WAS FORMALLY A GRIST

MILL, A NEGRO SCHOOL AND FINALLY THE UNIVERSITY OF TEXAS WAS ESTABLISHED ON WALLER CREEK. THE MAJOR PROBLEM THAT WE'RE TRYING TO SOLVE IS FLOODING. IN 1915, 13 PEOPLE DIED IN A MEMORIAL DAY FLOOD. IN 1981 THERE WAS ALSO A FLOOD WHERE PEOPLE WERE INJURED, AND MOST RECENTLY DURING THE JANUARY 2007 FLOODING THERE WAS A WOMAN WHO WAS MISSING BECAUSE OF THE WALLER CREEK FLOODING. ANOTHER PROBLEM THAT WE'RE TRYING TO CORRECT IS POLLUTION. THERE ARE 72 POLLUTION PROBLEMS A YEAR IN WALLER CREEK. THIS INVOLVES TRASH AND DEBRIS, SEDIMENT AND WASTEWATER. WHAT IS IT THAT WILL HAPPEN IF WE CLEAN UP THE WATER IN WALLER CREEK? ENHANCED WATER QUALITY AND A RETURN OF OUR PLANT LIFE. AND IF YOU'RE WONDERING WHY THIS SLIDE IS BLURRY IT'S BECAUSE MAYOR PRO TEM BETTY DUNKERLEYERLY DECIDED TO WEAR A SCARF TODAY TO ACTUALLY DEMONSTRATE THE PLANT LIFE THAT WILL RETURN TO WALLER CREEK IF THIS PROJECT IS APPROVED BY THE COUNTY AND THE CITY COUNCIL. WALLER CREEK DRAINAGE AREA IS SIX SQUARE MILES. THE TUNNEL WOULD BE 22 FEET IN DIAMETER AND THE WATER WILL FLOW 16 FEET PER SECOND AND KEEP A CONSTANT LEVEL OF 3 TO 4 FEET. THIS SLIDE SHOWS THE INTER-PLAY BETWEEN THE CREEK, THE TUNNEL AND THE PASS, AND YOU CAN SEE HOW THE CREEK RUNS FROM WATER LOOK PARK ALL THE WAY TO.....WATERLOOPARK ALL THE WAY TO TOWN LAKE. THIS SLIDE DEMONSTRATES HOW THE OVERFLOW WATER WILL RUN UNDERNEATH AND THE WATER ON TOP WILL RUN THROUGH THE STORM DRAINS CLEANING UP THE WATER BEFORE IT IS PUMPED INTO TOWN LAKE. THIS SLIDE DEMONSTRATES WHAT HAPPENS IN A FLOOD. IT WILL TAKE THE OVERFLOW OF WATER TO PREVENT FLOODING INTO AREAS LIKE THE SWIMMING POOL, WHICH WILL EVENTUALLY DRAIN INTO THE TUNNEL. THIS SLIDE DEMONSTRATES WHAT HAPPENS IN DRY WEATHER. WE WILL ALWAYS HAVE CONSTANT WATER AT 3 TO 4 FEET IN THE CREEK, AND IT WILL ALWAYS BE CIRCULATING BECAUSE IT IS BEING PUMPED BACK IN THROUGH TOWN LAKE. THIS IS THE WATERLOO PARK INLET

STRUCTURE WHICH WILL HAVE A PARK-LIKE DESIGN BECAUSE IT WILL GO INTO WATERLOO PARK. THE TUNNEL ACTUALLY STARTS HERE AT WATERLOO PARK, AND THE WATER FEATURE IS DIRECTLY ACROSS THE STREET FROM THE BRACKENRIDGE HOSPITAL AND ADJACENT TO THE RONALD MCDONALD HOUSE. THIS SLIDE DEMONSTRATES THE NEED FOR THIS PROJECT FROM AN ECONOMIC DEVELOPMENT PERSPECTIVE. IF YOU NOTICE THE AREA IN GREEN IS THE UNDEVELOPED PART OF DOWNTOWN UP UNTIL YOU REACH I-35. THE ONLY RED SPOTS IN THE GREEN AREA ARE THE MEXICAN AMERICAN CULTURAL CENTER AND THE AUSTIN CONVENTION CENTER. THIS SHOWS HOW -- THAT THESE ARE ONLY CITY PROJECTS THAT WOULD ONLY OCCUR IN A FLOODPLAIN AREA. WALLER CREEK WILL REMOVE 32 COMMERCIAL AND RESIDENTIAL STRUCTURES, 12 ROADWAYS AND OVER A MILLION SQUARE FEET OF LAND FROM THE 100-YEAR FLOODPLAIN. THIS MAKES FOR FURTHER GROWTH ALONG THE CREEK. EVER SINCE BEGINNING TO WORK ON THIS PROJECT I'VE SEEN IT AS A CATALYST TO CONNECT EAST AND WEST AUSTIN. THERE ARE MANY OTHER PROJECTS THAT ALSO DO JUST THAT, SUCH AS THE SALTILLO DISTRICT. IT CONTAINS 7TH STREET, WHICH HAS BEEN CALLED THE GATEWAY TO DOWNTOWN. THIS NEW GATEWAY AND THE OTHER AREAS OF THE SALTILLO DISTRICT DOES MORE THAN CONNECT EAST AND WEST AUTOMATIC. IT CONNECTS ALL OF AUSTIN THROUGH THE COMMUTER RAIL PROJECT. COMMUTER RAIL WILL RUN DIRECTLY INTO WALLER CREEK. THIS SALTILLO DISTRICT ALSO GOES DIRECTLY INTO SIXTH STREET. WE ALL KNOW SIXTH STREET AS A MAJOR HUB OF NIGHTTIME ACTIVITY. THROUGH SIXTH STREET WALLER CREEK WILL BECOME A MAJOR DESTINATION PLACE FOR GENERATIONS TO COME, BUT HOW DO WE BEGIN TO BEAUTIFY I-35 AND MAKE THIS MORE PEDESTRIAN FRIENDLY. THE 35EU8 MAKE OVER PROJECT BEING LAUNCHED TODAY SOLVES THIS PROBLEM AND CONNECTS EAST AND WEST AUSTIN. THIS PROJECT WILL BEAUTIFY THE 6TH THROUGH 8TH STREET PARKING AREA AND MAKE IT MORE PEDESTRIAN FRIENDLY. THE NEXT FEW SLIDES WILL GIVE YOU A FLY-OVER GLIMPSE OF THAT PROJECT. I ASK THAT

YOU SIT BACK AND IMAGINE WHERE WE WALK  
AROUND AT NIGHT ENJOYING SIXTH STREET AND  
DOWNTOWN AUSTIN AND WALLER CREEK. (music) [  
(music) SINGING (music) ] IN THE MIDDLE OF THE  
NIGHT I GO WALKING IN THE STREET, THROUGH THE  
VALLEY OF TEARS, TO A RIVER SO DEEP. (music) I'M  
SEARCHING FOR SOMETHING. TAKEN OUT OF MY  
SOUL, SOMETHING I'D NEVER LOSE, SOMETHING  
SOMEBODY STOLE. I DON'T KNOW WHY I GO  
WALKING AT NIGHT BUT NOW I'M TIRED AND I  
DON'T WANT TO WALK ANYMORE. FOR THE REST OF  
MY LIFE, FIND WHAT IT IS I'VE BEEN LOOKING FOR.  
(music) IN THE MIDDLE OF THE NIGHT, I GO WALKING  
IN MY SLEEP. THROUGH THE JUNGLE, TO THE RIVER  
SO DEEP. I KNOW I'M SEARCHING FOR SOMETHING,  
SOMEONE TO FIND. THAT CAN ONLY BE SEEN BY  
THE EYES OF THE BLIND. IN THE MIDDLE OF THE  
NIGHT. (music) (music)

COLE: NOT ONLY WILL WE ENJOY WALKING  
AROUND AT NIGHT ON DOWNTOWN AND ENJOYING  
WALLER CREEK, ALSO WILL OUR TOURISTS. THIS  
PROJECT WILL BE A MAJOR BOON TO THE TOURISM  
INDUSTRY. THE FLOOD CONTROL WILL OPEN UP  
WALLER CREEK TO THE CONVENTION CENTER,  
WHICH IS VISUALLY APPEALING ON THE EAST SIDE,  
BUT YOU CANNOT GET TO IT FOR LACK OF A  
FOOTBRIDGE AND PEDESTRIAN AVAILABILITY.  
PROP PARK WILL BE REMOVED FROM THE  
FLOODPLAIN. THIS IS THE MOST UNDERUTILIZED  
PARK IN THE CITY OF AUSTIN. THIS WILL CONNECT  
OUR PARKS AND TRAILS ALL THE WAY FROM THE  
UNIVERSITY OF TEXAS TO TOWN LAKE. THE  
MEXICAN AMERICAN CULTURAL CENTER IS ALSO  
LOCATED ON WALLER CREEK. THE MEXICAN  
AMERICAN CULTURE CENTER IS DESIGNED TO  
PROMOTE MEXICAN AMERICAN CULTURAL HEARTS  
AND HERITAGE. IT HAS TWO THEATERS, AN  
OUTDOOR PLAZA AND TWO STORY BUILDINGS  
EXHIBITIONS. I'M PROUD THAT THIS PROJECT IS ON  
THE MEXICAN -- IS -- AS WALLER CREEK WILL BE  
LOCATED ON THE MEXICAN AMERICAN CULTURAL  
CENTER AND I'VE RECEIVED SO MUCH SUPPORT  
FROM THE AFRICAN-AMERICAN COMMUNITY. THIS  
IS THE CROWN JEWEL OF THE PROJECT, THE AMPFY  
THEATER, WHICH WILL BE LOCATED OUTSIDE NEAR

THE ROWING CENTER AND IT WILL BE PART OF THE OUTLET STRUCTURE FOR THE PUMPING OF THE WATER. IT WILL BE A VENUE FOR EVENTS ON THE WATERFRONT. THIS IS THE TIP AREA WHICH I WILL COME BACK TO, AS MAYOR PRO TEM BEGINS TO GIVE HER PRESENTATION WHICH GETS INTO THE FINANCING OF THE PROJECT. WE ARE HERE TONIGHT TO ASK FOR THE CITY COUNCIL'S APPROVAL TO TAKE THIS PROJECT TO THE TRAVIS COUNTY FOR FUNDING OF THE TUNNEL. ON MARCH 28 WE WILL ACTUALLY GO TO THE TRAVIS COUNTY COMMISSIONERS FOR A VOTE AND RESOLUTION OF THE ATTEMPTS TO FUND THE TUNNEL AND THEN WE WILL RETURN TO CITY COUNCIL FOR THE CREATION OF THE TIF AND FINALLY IN MAY WE WILL CONCLUDE THE STEPS REQUIRED TO MAKE THE TIF. WE NEED TO GIVE SPECIAL THANKS TO JOHN STEVENS AND JOE PENTE L. A AND STEPHANIE MCDONALD OF MY OFFICE FOR WORKING TO MAKE THIS VISION A REALITY, PARTLY WITH YOUR VOTE TONIGHT AND PARTLY WITH THE COUNTY: FINALLY WE SEE THAT THIS IS A PROJECT THAT HAS SOMETHING IN IT FOR EVERYONE. FOR WALLER CREEK TO MAKE FOR A BETTER AUSTIN FOR ALL OF US TO ENJOY. BETTER PARKS, A BETTER WALKWAY, A WHOLE NEW VISION FOR AN AUSTIN STYLE RIVER WALK FOR US TO ENJOY FOR MANY YEARS TO COME. THANK YOU.

SHERYL, THANK YOU. IS IT MY TURN NOW?

MAYOR WYNN: MAYOR PRO TEM.

DUNKERLEY: ALL RIGHT. THANK YOU. I THINK WHEN -- FOR ALL OF US WE'VE TRIED MANY YEARS TO FIND A WAY TO DO THE WALLER CREEK PROJECT, AND IT WASN'T UNTIL COUNCIL MEMBER COLE CAME ON THE COUNCIL THAT I REALLY GOT A VISION OF IT IN THE BREADTH AND DEPTH THAT THIS PROJECT COULD BE. I HAD ALWAYS THOUGHT ABOUT IT ONLY AS AN ECONOMIC DEVELOPMENT PROJECT, BUT WHEN WE STARTED TALKING ABOUT IT AND I GOT HER VISION AND SHE RUNS THIS TRAIL EVERY DAY, SO SHE DID BRING A DIFFERENT PERSPECTIVE THAN I HAD, SO I WAS REALLY HAPPY TO GET BEHIND IT AND TO TRY TO WORK WITH --

WITH HER AND THE STAFF TO TRY TO COME UP WITH A PLAN. WE TRIED MANY, MANY YEARS TO BUILD THIS PROJECT BY OURSELVES. ALTHOUGH IT WILL GENERATE A LOT OF ADDITIONAL PROPERTY TAX REVENUE AS WELL AS SALES TAX REVENUE IN THE FUTURE, WE FINALLY, AFTER YEARS, CAME TO THE CONCLUSION THAT WE REALLY CAN'T DO THIS PROJECT ALONE. WE CAN'T DO IT ALONE, BUT WE CAN DO IT IF WE HAVE THE COUNTY'S PARTICIPATION AND HELP. THE VOTERS APPROVED THIS PROJECT SEVERAL YEARS AGO AND APPROVED A 2-CENT VENUE TAX TO HELP PAY FOR IT. WE SOLD \$25 MILLION IN BONDS, AND WE STILL HAVE THAT MONEY, PLUS THE INTEREST THAT'S ACCRUED TO HELP US FUND THE TUNNEL, BUT THE COST OF THE PROJECT HAS GONE UP AND IT'S GONE UP FOR TWO REASONS. ONE, SIMPLY THE COST OF MATERIALS THAT GO INTO THE PROJECT, WE'VE SEEN THAT IN ALL OF OUR CAPITAL PROJECTS, SOME AS MANY AS 30 OR 40%. IN ADDITION TO THAT WE HAVE MODIFIED THE DESIGN, AND ONE OF THE MOST SIGNIFICANT MODIFICATIONS DEALS WITH THE CLEANING OF THE DRAINS. WE'VE SUBSTITUTED A MECHANICAL DRAIN CLEANING SYSTEM RATHER THAN A MANUAL DRAIN CLEANING SYSTEM, AND THAT WILL HELP US LONG-TERM WITH THE MAINTENANCE OF THE PROJECT. BUT THE GOOD NEWS IS, EVEN THOUGH THE COSTS HAVE GONE UP, THE REVENUE HAS GONE UP TOO, AND WE'VE HAD TWO DIFFERENT CONSULTANTS COME IN AND REVIEW BOTH THE PROPERTY TAX AND SALES TAX, IMPACTS OF THIS TUNNEL, AND THEN JUST RECENTLY WE HAD A THIRD LOCAL CONSULTANT LOOK AT THIS -- THESE FIGURES AGAIN TO MAKE SURE THAT WE'RE DOING SOMETHING THAT IS REALISTICALLY SUPPORTED BY THE ECONOMIC ACTIVITY THAT WILL ENSUE, AND ALL THREE OF THESE GROUPS ASSURE US AFTER REVIEW OF THE NUMBERS I AGREE, THAT THESE ARE REASONABLE AND REALISTIC NUMBERS. ON THE COST SIDE WE'VE HAD ENGINEERS GO BACK AND REVIEW ALL OF THE COSTS FOR MAINTENANCE AS WELL AS CONSTRUCTION AND TRY TO CONFIRM WITH OTHER AREAS THAT HAVE DONE SIMILAR PROJECTS THAT THESE COSTS ARE REASONABLE. AGAIN, WE'VE HAD A POSITIVE CONFIRMATION OF THAT. SO WE ARE

SURE THAT WE'VE GOT THE REVENUE ESTIMATES IN PLACE, AND WE'VE GOT THE COST ESTIMATES IN PLACE, AND THAT WITH THE COUNTY'S HELP ON THE FRONT END OF THE PROJECT WE WILL BE ABLE TO COMPLETE THE SIGNIFICANT PUBLIC WORKS PROJECT. THE WAY THE FUNDING MECHANISM WOULD WORK, THE FIRST PHASE OF IT WE WOULD USE THE MONEY THAT WE HAVE ON HAND, WHICH IS SOME \$27 MILLION. AS QUICKLY AS POSSIBLE, IF THE COUNTY APPROVES THIS ON, I BELIEVE, THE 28TH OF THIS MONTH, WE WOULD MOVE FORWARD WITH THE FORMATION OF A TIFF, A TAX INCREMENT FINANCING ZONE, SO THAT THE PROPERTY TAXES FROM THE INCREMENTS AND VALUE WOULD GO TOWARD SUPPORTING..... TOWARD SUPPORTING THE PROJECT. WE ARE RECOMMENDING A 20 YEAR TIF AND THAT THE CITY PUT IN 20% OF THEIR TAX INCREMENT AND THAT THE COUNTY PUT IN 50% OF THEIR INCREMENT, AND THEN AFTER THE 20 YEARS THERE WILL BE TEN MORE YEARS LEFT ON THESE 30-YEAR BONDS. THE CITY WOULD BE ABLE TO PICK UP THAT IN THE MAINTENANCE AND CARRY IT FORWARD BECAUSE BY THEN WE WOULD HAVE SIGNIFICANT BUILD OUT AS WELL AS SALES TAX TO HELP US FINISH THAT. SO THE IMPORTANT -- THE IMPORTANT PART OF THE FINANCING PLAN IS THAT WE NEED THE COUNTY'S HELP ON THE FRONT END OF THE PROJECT, AND THAT'S WHAT WE'VE ASKED THEM TO DO AND WE'RE HOPING THAT THEY WILL MOVE FORWARD IF THE COUNCIL APPROVES IT, THAT THEY WILL MOVE FORWARD AND JOIN US IN THIS PROJECT. IT WOULD BE, AS FAR AS I KNOW, THE FIRST CITY-COUNTY PUBLIC WORKS PROJECT THAT WE'VE EVER DONE TOGETHER, AND SO THAT WOULD BE QUITE A WONDERFUL THING FOR US TO DO, BECAUSE I THINK IT HELPS OUR WHOLE COMMUNITY IN MANY, MANY WAYS. WE HAVE MADE THIS PRESENTATION TO SEVERAL GROUPS AROUND THE CITY AND WE'VE HAD OVER A DOZEN OR SO LETTERS OF SUPPORT, AND SOME OF THOSE INCLUDE THE AUSTIN CHAMBER OF COMMERCE BOARD OF DIRECTORS, THE AUSTIN CHAPTER OF ASSOCIATED GENERAL CONTRACTORS, THE AUSTIN CONVENTION AND VISITORS BUREAU BOARD OF DIRECTORS, THE AUSTIN HOTEL LODGING ASSOCIATION BOARD OF DIRECTORS, THE AUSTIN

PARKS FOUNDATION, THE DOWNTOWN ALLIANCE, REAL ESTATE COUNSEL, THE WOMEN'S CHAMBER OF COMMERCE AND THE GREATER HISPANIC CHAMBER OF COMMERCE BOARD OF DIRECTORS AND MANY OTHERS. SO WITH THIS I'D LIKE TO TURN THIS BACK TO THE MAYOR AND SEE IF THERE ARE ANY QUESTIONS AND HEAR FROM THE PUBLIC.

MAYOR WYNN: THANK YOU, MAYOR PRO TEM, AND CONGRATULATIONS TO YOU AND COUNCIL MEMBER COLE. QUESTIONS, COUNCIL MEMBER KIM?

KIM: THIS IS A REAL EXCITING PROJECT AND I WANT TO CONGRATULATE COUNCIL MEMBER COLE AND MAYOR PRO TEM BETTY DUNKERLEY FOR THEIR WORK ON THIS AND OF COURSE THE COUNTY'S COOPERATION AND I LOVE THE PROJECT, ESPECIALLY IF IT HAS A BILLY JOEL SOUNDTRACK. SO THANKS. THAT WAS SUCH A TREAT. I DO HAVE A QUESTION IN TERMS OF THE FINANCES AND THE BONDS AND APPROPRIATIONS FOR WALLER CREEK AND KIND OF WHERE WE ARE IN TERMS OF WHAT'S LEFT. SO IF THE STAFF HAD THAT INFORMATION. AND OUR EXPERT, AND HE HAS BECOME AN EXPERT ON THIS, OUR CHIEF FINANCIAL OFFICER, JOHN STEVENS.

YES, MEMBERS, MAYOR PRO TEM DUNK.....  
DUNKERLEY SAID WE ISSUED MONEY IN VENUE BONDS BACK IN 1998 AND THOSE BONDS HAVE BEEN ON HAND SINCE THEN ACCUMULATING INTO, SO AT THIS TIME WE HAVE SOMEWHERE BETWEEN 27 AND \$28 MILLION THAT COULD GO INITIALLY TO STARTING THE DESIGN WORK ON THIS, AND THEN BEYOND THAT THE PLAN IS THAT AS WE NORMALLY DO, WE WOULD DO FOR LARGE PROJECTS LIKE THIS, WE WOULD DO A REIMBURSEMENT RESOLUTION AND THEN WE WOULD ISSUE THE DEBT APPROXIMATELY THREE YEARS DOWN THE ROAD. THIS PROJECT HAS A LONG DESIGN AND CONSTRUCTION TIME. IT'S ABOUT SIX YEARS, AND SO I THINK ABOUT THREE YEARS INTO THAT WE WOULD NEED TO ISSUE THE DEBT, BECAUSE WE'VE GOT THE SEED MONEY UP FRONT WITH THE 27, \$28 MILLION IN VENUE TAX BONDS. AND WE WOULD THEN ISSUE THE DEBT TO FUND THE REST OF THE

PROJECT AT THAT POINT, AND THEN THE -- AGAIN, THE CONSTRUCTION AND DESIGN PHASE IS ABOUT BETWEEN SIX AND SEVEN YEARS LONG. AT THAT TIME OPERATIONS AND MAINTENANCE WOULD ALSO KICK IN, WHICH THE COUNTY AND THE CITY ARE ALSO GOING TO FUND THROUGH THEIR CONTRIBUTIONS TO THE TIF.

COULD YOU TELL ME THE HISTORY, BECAUSE WE ALREADY LET A CONTRACT FOR -- THERE WAS, I GUESS, AN RSQ PROCESS AND WE DO HAVE, I THINK, BROWN & ROOT, AND SB WHO IS IN CHARGE OF DESIGN AND CONSTRUCTION. SO HOW ARE YOU GOING TO MAKE SURE THAT THEY'RE ABLE TO COMPLETE THEIR WORK WITH THE ADDITIONAL REVENUE COMING THROUGH THE TIF?

WELL, WE CAN -- JOE, I DON'T KNOW IF YOU WANT TO SPEAK TO THE SIZE OF THE CONTRACT, BUT AGAIN, WE'VE GOT SUFFICIENT MONEY ON HAND TO PAY THAT CONTRACT FOR A NUMBER OF YEARS, AND THEN WE CAN DO A REIMBURSEMENT RESOLUTION AS SOON AS WE FINISH FORMING THE TIF, WE CAN DO A REIMBURSEMENT RESOLUTION, WHICH WOULD ALLOW US TO NOT ISSUE THAT DEBT UNTIL THAT POINT IN THE FUTURE. SO AT THAT POINT WE'VE GOT ALL THE OPERATION..... APPROPRIATION WE NEED ON CARRY OUT THE PROJECT.

SO THEY'LL CONTINUE THEIR WORK UNINTERRUPTED TO GO THROUGH CONSTRUCTION, THEN?

YES, I ASSUME THAT'S -- THAT'S THE WAY IT WILL WORK.

OKAY. ALL RIGHT. THANK YOU.

MAYOR WYNN: FURTHER QUESTIONS OR COMMENTS OF STAFF? -- FOR STAFF? COUNCIL? IF NOT, WE DO HAVE A HANDFUL OF CITIZENS WHO WOULD LIKE TO ADDRESS THIS ON THIS PUBLIC HEARING, ITEM NO. 46 FOR PUBLIC INPUT. SO WITHOUT FURTHER ADO, OUR FIRST SPEAKER IS JIM REES OR REIST. SORRY IF I MISPRONOUNCED THAT.

IEWFL.....YOU'LL HAVE THREE MINUTES AND BE FOLLOWED BY LAURA MORRISON.

MAYOR WYNN, CITY COUNCIL MEMBERS, CITY STAFF MEMBERS. FIRST OF ALL I'D LIKE TO PERSONALLY THANK MAYOR PRO TEM BETTY DUNKERLEY AND COUNCIL MEMBER SHERYL COLE. AS THE HOTEL INDUSTRY HAS BEEN ORIGINALLY OUR CUSTOMERS WERE PAYING THE \$25 MILLION, AND FOR ABOUT ALMOST TEN YEARS THEY HAVE BEEN PAYING THAT AMOUNT, AND WE ARE PERSONALLY EXTREMELY EXCITED THAT THIS IS FINALLY GOING THROUGH AND I REALLY WANT TO THANK THE TWO OF YOU FOR MAKING -- FOR FINDING A PALATABLE SOLUTION FOR EVERYBODY AND MAKING IT HAPPEN. BASICALLY THE BOARD OF DIRECTORS OF THE AUSTIN ASSOCIATION STRONGLY SUPPORTS THESE EFFORTS FOR THE CITY OF AUSTIN TO BUILD THE STORM WALL BYPASS TUNNEL FROM WATERLOO PARK TO TOWN LAKE THROUGH USE OF TIF WITHOUT ADDITIONAL TAX ASSESSMENTS. IT WILL FURTHER ENHANCE DOWNTOWN DEVELOPMENT AND THE CITY'S APPEAL AS PREMIERE TOURISM DESTINATION. THE SAFETY ANESTHETIC APPEAL OF THE DISTRICT ARE PARAMOUNT TO AUSTIN'S MARKETABILITY AT AS A MEETINGS AND CONVENTIONS DESTINATION. CONSTRUCTION OF THE STORM WATER BYPASS TUNNEL THAT WILL ALLOW IMPROVEMENTS THAT WILL ALLOW TRERL CHANGES TO BOOST THE APPEAL OF THE CONVENTION DISTRICT AND BOOST THE ECONOMIC IMPACT TO THE CITY OF AUSTIN. IN THE HOTEL INDUSTRY WE RELY ON TWO FACTORS FOR OUR BUSINESS. ONE IS OUR OWN FACILITIES AND SERVICE, ANOTHER IS THE CITY OF AUSTIN. WE BELIEVE THIS PROJECT WILL BE A VERY BIG BOON FOR US BECAUSE OF WHAT IT MEANS TO THE CITY OF AUSTIN AND THE BEAUTY THAT IT WILL ATTAIN HERE IN THE CITY. THANK YOU.

THANK YOU, JIM.

MAYOR WYNN: LARRY GRAM, WHO I SAW EARLIER, SIGNED UP WISHING TO SPEAK IN FAVOR. NOW, LAURA MORRISON. WELCOME. YOU'LL HAVE THREE MINUTES AND BE FOLLOWED BY GARDNER SUM

NEAR.

GOOD EVENING. I WANT TO APPLAUD THE CONCEPT OF THE REDEVELOPMENT OF WALLER CREEK, AND I APPRECIATE THE BENEFITS THAT IT WILL BRING. I HAVE SOME CONCERNS THAT I WANTED TO SHARE WITH YOU THAT I THINK ARE CRITICAL CONSIDERATIONS IN ENSURING THAT WALLER CREEK IS REALLY AN ENHANCEMENT TO OUR CITY. FIRST THERE ARE THREE SPECIFICS ABOUT THE LAYOUT AND USE OF THE DEVELOPMENT THAT I THINK COULD BE PROBLEMATIC UNLESS WE MAKE SOME UP FRONT COMMITMENTS AHEAD OF TIME TO MAKE SURE WE CLARIFY OUR INTENTION. FIRST THE AMPHITHEATER THAT'S PROPOSED FOR THE OH AT TOWN LAKE AT WALLER CREEK, HAS THE POTENTIAL FOR A MIEWX MUSIC VENUE BUT ALONG WITH THAT SOMETIMES WE END UP HAVING NOISE PROBLEMS FOR RESIDENTS ALONG THE LAKE -- OR AROUND THE VENUES, AND THIS COULD ESPECIALLY BE A PROBLEM FOR FOLKS ON THE SOUTH SHORE OF TOWN LAKE OR THE NEW RESIDENTS THAT WE'RE GOING TO BE GETTING IN THE SOUTHEASTERN PORTION OF DOWNTOWN. YOU'VE PROBABLY HEARD THAT THERE HAVE BEEN ISSUES ABOUT THE NOISE ORDINANCE RECENTLY BUT I THINK THAT THERE ARE SOME PRODUCTIVE CONVERSATIONS GOING ON ABOUT THAT AND SO HOPEFULLY WE'LL FIND SOME SOLUTIONS IN THE NEAR FUTURE. BUT I WOULD HOPE THAT BEFORE GOING FORWARD WITH THIS PROJECT THAT THE COUNCIL WOULD MAKE A COMMITMENT THAT THE ACOUSTICS OF THE AMPHITHEATER WOULD BE DESIGNED NOT JUST TO ADHERE TO THE NOISE ORDINANCE, BECAUSE IT REALLY IS NOT ADEQUATE, BUT WOULD BE DESIGNED TO ENSURE THAT THERE REALLY IS NO SOUND LEAKAGE TO THE RESIDENTS THAT COULD BE AFFECTED. AND THEN SECONDLY, MUCH, IF NOT ALL, OF THE PROPERTY ALONG WALLER CREEK THAT WE'RE TALKING ABOUT IS ZONED CBD AND A DENSE MIXED USE DEVELOPMENT ALONG THERE IS REALLY IMPORTANT SO THAT -- YOU KNOW, ADDING TO THE VIB REANS OF THE AREA. BUT ONE DESIGN CONCEPT THAT I THINK THAT WE WOULD BE BEST TO AVOID WOULD BE TO HAVE A CANYON

AROUND -- ALONG WALLER CREEK. THE SETBACK REQUIREMENT FROM THE CENTERLINE OF WALLER CREEK I THINK IS JUST 50 FEET, AND I UNDERSTAND THAT THERE IS A BASE WALL HEIGHT LIMIT OF 45 FEET AT THE SETBACK LINE, IF I HAVE THAT RIGHT. BUT AT THIS JUNCTURE IN THE DEVELOPMENT I THINK IT WOULD REALLY MAKE SENSE TO TAKE A LOOK AT POSSIBLY SOME MORE ACCENTUATED SETBACK REQUIREMENTS BECAUSE WE'RE LOOKING -- IT'S SIMILAR, THE REQUIREMENTS ALONG SHOAL CREEK, AND WE'RE LOOKING AT WHAT'S HAPPENING THERE AND IT'S CLEAR THAT IF WE HAD A WHOLE WALL OF BUILDINGS LIKE THAT IT WOULD DID GRADE..... DEGRADE THE EXPERIENCE FOR FOLKS ALONG THE CREEK. CERTAINLY THE PUBLIC IS GOING TO DERIVE A LOT OF ENJOYMENT FROM STROLLING ALONG THE NEW DEVELOPMENT BUT AS YET I HAVEN'T BEEN ABLE TO ASCERTAIN AND HEAR WHETHER OR NOT WE REALLY HAVE DEDICATED PUBLIC ACCESS RIGHT ALONG BOTH SIDES OF THE CREEK, SO I HOPE THAT THAT IS SOMETHING THAT'S CLARIFIED BEFORE WE GO FORWARD. BUT BEYOND THESE THREE ISSUES I HAVE SERIOUS CONCERN ABOUT USING A TIF AS THE FUNDING MECHANISM FOR THE TUNNEL, AND THERE ARE REALLY TWO KEY ELEMENTS FOR MY CONCERN HERE. ONE IS THAT THE 100 OR SO MILLION IN TAX REVENUE THAT WOULD OTHERWISE GOOD TO SERVE CITIZENS ALL OVER AUSTIN WILL BE DEDICATED TO THE WALLER CREEK TUNNEL. THAT'S THE CONCEPT OF A TIF. SO WHAT COULD THE CITIZENS OF AUSTIN DO WITH \$100 MILLION, TO PUT IT IN PERSPECTIVE, I THINK IT'S IMPORTANT TO LOOK AT WHAT WE JUST VOTED IN WITH OUR BOND FUNDS, AND THE SECOND KEY ELEMENT -- I'LL FINISH UP JUST BRIEFLY, IS THAT THIS IS -- THE FOUNDATION OF THIS TIF IS THE ASSUMPTION THAT THE PROPERTY VALUES WILL INCREASE BY \$3.2 BILLION. THAT'S HOW WE'RE GOING TO BE ABLE TO FUND THAT TAX REVENUE. SO I'M ASKING, WHY ARE WE FIRST ASKING THE CITIZENS OF AUSTIN TO INCREASE THEIR PROPERTY TAXES SO WE CAN HAVE MUCH NEEDED SERVICES AND IMPROVEMENTS IN OUR FUTURE BUT THEN FOUR MONTHS LATER ASKING CITIZENS TO GIVE UP WHAT COULD BE A HUNDRED MILLION DOLLARS IN

FUNDS BUT HANDING THE PROPERTY OWNERS BILLIONS OF DOLLARS IN PROPERTY VALUE IMPROVEMENTS. SO IN CONCLUSION, I WOULD ASK YOU TO RECONSIDER POSSIBLE OTHER FUNDING MECHANISMS THAT ARE MORE EQUITABLE AND TO CONSIDER THE THREE ISSUES OF PUBLIC AMPHITHEATER NOISE AND THE SETBACK.

MAYOR WYNN: THANK YOU. NEXT SPEAKER IS GARDNER SUM NEAR. WELCOME, MR. SUM NEAR. FOLLOWED BY JEAN MATHER.

THANK YOU, MAYOR WYNN, COUNCIL MEMBERS, CITY MANAGER. I AM GARDNER SUMNER. I BELIEVE THAT THE PLANS THAT COUNCIL MEMBER COLE PRESENTED ARE VERY ATTRACTIVE IN MOST REGARDS. I THINK IT WOULD BE A DEFINITE ASSET TO THE CITY, BUT I WOULD LIKE TO SEE MORE NATURAL PRESERVATION, INCLUDING RIE PAIRIAN FEATURES, PATHWAYS, TRAILS. THE VERY NICE PRESENTATION THAT COUNCIL MEMBER COLE SHOWED IS ALMOST ALL STORES, BUILDINGS, STREETS. WHAT HAPPENS TO THE NATURAL ASPECT OF THIS AREA, WHICH IS AN OLD AREA, AND SORRY TO SAY, SOME OF THE PARKS IN THIS AREA RIGHT NOW ARE IN A TERRIBLE STATE OF PRESERVATION AND MAINTENANCE..... MAINTENANCE. THE SECOND COMMENT I WOULD LIKE TO MAKE IS THAT AS LAURA JUST MENTIONED, APPROXIMATELY \$3 BILLION OF LAND WILL A RICE FROM THIS ARRIVE FROM THIS PROJECT. IT WOULDN'T BE REASONABLE TO ASK THE CONTRIBUTORS WHO WOULD CONTRIBUTE TO THE COST OF POLICE, FIRE AND EMERGENCY SERVICES FOR THIS DEVELOPMENT. THANK YOU VERY MUCH FOR YOUR TIME.

MAYOR WYNN: THANK YOU, MR. SUMNER. JEAN MATHER. YOU'LL BE FOLLOWED BY RICHARD TROX HE WILL.

JEAN MATHER PRESIDENT OF SRCC. I SENT YOU AN EMAIL AND I WON'T READ THE WHOLE THING. ONE THING I AM CONCERNED ABOUT AFTER SEEING COUNCIL MEMBER COAL'S PRESENTATION IS IT LOOKS LIKE THE DECISION IS ALL MADE. I THOUGHT WE WERE GOING TO HAVE PUBLIC INPUT IN THE

CONSTRUCTION AND THE DESIGN OF WALLER CREEK AND THE TUNNEL. AND I AM HOPING THAT WE DON'T DO TOO MUCH DAMAGE TO THE CREEK AND THAT WE DO A WHOLE LOT OF RESTORATION. I WAS VERY IMPRESSED THIS MORNING WITH OUR PLAN TO BE AN ENVIRONMENTAL CITY. I WOULD HOPE THAT WE WOULD TRY TO TAKE WALLER CREEK BACK TO WHAT IT WAS WHEN MR. WALLER CHOSE THE SELECTION OF THIS SITE BETWEEN WALLER AND SHOAL FOR THE CITY. HE CHOSE THOSE TWO CREEKS BECAUSE THEY HAD WATER RUNNING ALL YEAR-ROUND IN A GOOD FLOW. ONE LITTLE THING THAT HAPPENED WHEN THEY WERE BUILDING THE STADIUM AT UT, THEY SPENT TWO WEEKS PLUGGING UP ONE OF THE SPRINGS. I WISH WE HAD THAT BACK. ANYWAY, I WOULD HOPE THAT YOU RETHINK -- I COULDN'T TELL FROM THE DRAWINGS UP THERE WHETHER OR NOT YOU WERE EXITING RIGHT AT THE END OF WALLER CREEK, BUT THAT IS A BEAUTIFUL AREA. IT'S -- YOU COULD SAY IT'S A BIRD SANCTUARY. THE CREEK SPLITS AND THERE'S AN ISLAND IN THE MIDDLE, AND WE HAVE THE WINTER DEDUCTION AND HAIR..... HERONS AND CRANES REST ON THAT ISLAND, AND I COULDN'T SEE FROM THE DRAWING WHETHER THAT'S GOING TO BE WHERE THE AMP.... AMPHITHEATER IS. I HOPE NOT. IT'S VERY NEAR -- WELL, IT WOULD WIPE THAT AREA OUT, NUMBER ONE, AND THEN NUMBER TWO, IT'S VERY NEAR TO THE BOAT HOUSE, WHICH WOULD BE A HAZARD TO THE ROWERS, AND I HOPE WE CAN REDESIGN WHERE THAT TUNNEL WILL EXIT ON TOWN LAKE. AND I WOULD HOPE THAT WE WOULD, WHEN WE'RE TALKING ABOUT REDOING WALLER CREEK, THAT WE WOULD ALSO CONSIDER OUR OTHER URBAN CREEKS AS PART OF OUR ENVIRONMENTAL STEP FORWARD AND RESTORE THOSE, WHICH WAS THE PLAN IN 1976. THAT'S A LONG TIME AGO. IT SEEMED LIKE IT WAS GOING TO HAPPEN ANY DAY THEN, THAT WE WOULD RESTORE THE RIPA RIPARIAN ZONE AROUND THEM. AND IT'S NOT TOO LATE. I MEAN, IF WE DECIDE WHAT WE WANT TO DO, THE STAFF OFTEN WHEN I MENTION THIS SAY IT'S TOO LATE. IT ISN'T TOO LATE IF WE KNOW WHAT WE WANT TO DO. ONE IS TO REDO THE DEVELOPMENT ORDINANCE, WHICH IS REINFORCING THE IMPERVIOUS COVER ALONG OUR

CREEKS. AND I HOPE YOU READ MY LETTER.

MAYOR WYNN: WILL DO, JEAN. THANK YOU VERY MUCH. RICHARD TROX EL. WELCOME, RICHARD. YOU'LL BE FOLLOWED BY LINDA GUERRERO, IF SHE WISHES TO SPEAK.

THANK YOU, MR. MAYOR, COUNCIL MEMBERS, CONGRATULATIONS. THIS IS A MARVELOUS PROJECT. THE HOMELESS COMPLETELY SUPPORTS THE EFFORT TO DEAL WITH THE.... FLOODING THAT THAT HAS AFFECTED THE CREEK FOR SO MANY YEARS. THE FLOODING THAT TOOK THE LIFE OF A HOMELESS WOMAN THAT LED TO A HOMELESS MEMORIAL ON THE SOUTH SHORES OF TOWN LAKE. THIS WINTER WE EXPERIENCED THE POTENTIAL LOSS OF ANOTHER WOMAN WHO IS MISSING AND PRESUMED DROWNED, SO THIS IS OF GRAVE CONCERN TO US. BUT I NEED TO POINT OUT, AND COUNCIL, I WOULD ASK YOU TO BEWARE THAT WE HAVE A HEAVY CONCENTRATION OF HOMELESS ORGANIZATIONS IN THE DOWNTOWN AREA, IN THE CLOSE PROXIMITY TO THIS AREA THAT'S GOING TO BE REVITALIZED. WE HAVE CARITAS. WE HAVE.....EPISCOPAL TRINITY SEARCH, AUSTIN'S -- I MENTIONED THE SALVATION ARMY, SO WE HAVE THESE FIVE MAJOR ENTITIES IN THIS VERY CLOSE AREA. AS I HEAR THE DREAM BEING UNFOLDED, I'M REMINDED OF THE RIVER WALK IN SAN ANTONIO WITH EXPECTATIONS TO EXCEED THAT. THERE WAS CONFLICTS IN SAN ANTONIO IN THE RIVER WALK WHERE TODAY, IF YOU'LL WALK THAT AREA YOU'LL SEE THERE ARE NO HOMELESS PEOPLE, AND A NUMBER OF YEARS AGO THERE WAS A -- IF YOU'LL EXCUSE THE EXPRESSION, A CONFESSION BY A POLICE OFFICER WHO SAID HE WOULD NO LONGER USE LAWS AGAINST HOMELESS PEOPLE IN THAT AREA INAPPROPRIATELY AS HE HAD BEEN DIRECTED. IN NO WAY AM I SUGGESTING THAT THAT IS SOMETHING THAT WOULD HAPPEN HERE IN AUSTIN. I AM JUST ASKING THE COUNCIL TO PLEASE REALIZE THAT JUST AS WE ENCROACH IN ANY ENVIRONMENTAL AREA THAT'S SENSITIVE, THAT'S OVER-IMPACTED WITH MORE THINGS, THAT CREATES CONFLICTS, AND THAT MEANS WE NEED TO BE MINDFUL OF RESOLUTIONS. AND THANK YOU

MUCH FOR YOUR TIME.

MAYOR WYNN: THANK YOU, RICHARD. LET'S SEE. LINDA GUERRERO SIGNED UP. BUT HAD CHECKED NOT WISHING TO SPEAK, SO SHE COULD DO THAT NOW IF SHE WOULD LIKE. SO ANY OTHER CITIZENS WHO WOULD LIKE TO ADDRESS THIS REGARDING THIS PUBLIC HEARING, ITEM NO. 46, THE PROPOSED CONSTRUCTION OF THE WALLER CREEK FLOOD DIVERSION TUNNEL? THEN PLEASE STEP FORWARD. STATE YOUR NAME FOR THE RECORD.

MY NAME IS NANCY BURNS. I'M THE VICE CHAIR OF THE DOWNTOWN AUSTIN ALLIANCE AND I'M HERE TONIGHT JUST TO SUPPORT THE POSITION THAT COUNCIL MEMBER COLE HAS TAKEN FOR ALL OF THE REASONS SHE DELINEATED. I THINK THIS IS A GREAT PROJECT. WE'RE VERY PLEASED TO SEE THIS CITY COUNCIL AND THE COUNTY WORKING TOGETHER TO TRY AND SOLVE A PROBLEM THAT WE THINK AFFECTS ALL OF US. ONE LITTLE POINT I'D JUST LIKE TO MAKE. IT'S MY UNDERSTANDING THAT FOR THOSE OF US THAT LIVE IN DOWNTOWN, AND I DO LIVE IN DOWNTOWN, AND THOSE OF US THAT OWN PROPERTY AND WORK IN DOWNTOWN, THAT WE'RE CURRENTLY PAYING TO -- FOR EVERY DOLLAR WE PAY IN PROPERTY TAXES, ONLY ABOUT 20 TO 40% OF THAT DOLLAR THAT WE'RE PAYING IS BEING SPENT IN DOWNTOWN. THE REST OF IT IS BEING SPENT IN THE REST OF THE CITY OF AUSTIN. AND SO I WOULD JUST ASK YOU TO CONSIDER THAT WHEN YOU'RE CONSIDERING WHETHER IT'S APPROPRIATE TO HAVE A TIF FOR THIS PARTICULAR AREA. THANK YOU VERY MUCH.

MAYOR WYNN: THANK YOU, MS. BURNS. YES, MA'AM? YES, MS. BAINES. WELCOME.

FIRST I WOULD LIKE TO SAY CONGRATULATIONS, COUNCIL MEMBER COLE, AND TO ALL OF YOU WHO I KNOW WILL SUPPORT THIS PROJECT. FIRST OF ALL, THIS REMINDS ME OF THE TIME THAT I SERVED ON THE TOWN LAKE BEAUTIFICATION COMMITTEE. EVERYBODY WITH LADY BIRD JOHNSON WAS OUR CHAIR, AND -- AND EVERYBODY NOW IS ABSOLUTELY PROUD OF THE HIKE AND BIKE ON

TOWN LAKE. I HAVE DOCUMENTS THAT I'M PLANNING TO GET TOGETHER AND SHARE WITH YOU WHEN I FINISH SOME OF THE PROJECTS THAT I'M INVOLVED IN NOW, BUT IT'S JUST GREAT THAT THIS IS HAPPENING. THE MAN WHO SPOKE PRIOR TO MY COMING HERE MENTIONED THE RIVER WALK IN SAN ANTONIO. WHEN I WAS A STUDENT AT TILL TILL IT SON.....TILLON THE SON COLLEGE A LONG LONG TIME AGO, OUR FRENCH TEACHER TOOK US ON A TOUR OF THE SAN ANTONIO RIVER WALK, AND I HAVE BEEN THINKING EVER SINCE, WHY CAN'T WE DO SOMETHING SIMILAR TO THE RIVER WALK IN SAN ANTONIO. AND I AM JUST SO PROUD. I DON'T KNOW WHAT'S GOING TO HAPPEN, BUT SOMETHING GOOD IS GOING TO COME OUT OF THIS, AND ALL OF YOU KNOW HOW YOU'RE GOING TO FUND IT. I DON'T NEED TO GO INTO THAT, BUT I JUST WANT TO LET YOU KNOW THAT I AM EXCITED, I AM PROUD. I'M PROUD TO STILL BE HERE TO ENJOY NOT ONLY TOWN LAKE. HOW MANY YEARS WILL IT TAKE TO GET THIS DEVELOPED? SO I CAN SAY I DON'T KNOW IF I'LL BE HERE OR NOT. HOW LONG -- WHAT'S THE TIME FRAME OF THIS PROJECT?

IT WILL TAKE FIVE TO SIX YEARS JUST TO LAY OUT THE TUNNEL -- JUST TO BUILD THE TUNNEL. SIX YEARS TO BUILD THE TUNNEL.

OH, I'LL BE AROUND. [LAUGHTER]

MAYOR WYNN: PLENTY OF TIME.

THANK YOU VERY MUCH.

THANK YOU.

MAYOR WYNN: THANK YOU, DR. MEANS. DO YOU HAVE ANY OTHER CITIZENS WHO WOULD LIKE TO ADDRESS THIS ITEM NO. 46? THANK YOU ALL VERY MUCH. SO COUNCIL, AGAIN, OUR FORMAT HERE WAS TO RECEIVE SOME INPUT BUT ALSO TO CONSIDER ACTION, AND PERHAPS BEFORE I DO THAT I WANT TO RESPOND TO A COUPLE THINGS I HEARD. ONE WAS -- ONE OF THE SPEAKERS TALKED ABOUT, YOU KNOW, THE TAX INCOME THAT WILL BE GENERATED AND ESSENTIALLY NOT SHARED

WITH OUR GENERAL FUND IN THE NATURE OF A TIF. OF COURSE THE FUNDAMENTAL RASHAL FOR A TIF IS THAT TAX REFUSE KNEW WOULD NOT EXIST IF NOT FOR THE INFRASTRUCTURE -- PIECE OF INFRASTRUCTURE. AND SO, YOU KNOW, NOTHING FROM NOTHING LEAVES NOTHING, SORT OF THING. IF YOU DON'T BUILD THE TUNNEL, THEN THERE IS NO TAX BASE TO GO TO THE GENERAL FUND ANYWAY, SO WHY NOT USE -- BUILD THE TUNNEL, USE THE TAX BASE, THE INCREMENT TAX, TO THEN FINANCE THE TUNNEL ITSELF, AND SO YES, FOR SOME PERIOD OF TIME, A SIGNIFICANT PERIOD OF TIME, THERE IS NO DIRECT INFUSION OF AD VALOREM PROPERTY TAX INTO OUR FUND FOR A PROJECT LIKE THIS, BUT ALL OF THE OTHER BENEFITS STILL ACCRUE TO THE COMMUNITY. OF COURSE, THERE WILL BE SOME SALES TAX GOING TO OUR GENERAL FUND, BUT REALLY MORE IMPORTANT THAN THAT, TO ME, AT LEAST, IS FINALLY DELIVERING ON THE PROMISE OF HAVING AN URBAN, ENVIRONMENTAL SOUND, STABLE SAFE, APPRECIATED, VISITED PIECE OF CONNECTIVE URBAN AND NATURAL FABRIC IN THE CORE OF OUR TOWN, SO THE VALUE OF THAT TO ME, EASILY JUSTIFIES THE EFFORT, BECAUSE FUNDAMENTALLY IT'S, IN A SENSE, A COST NEUTRAL PROJECT FOR THE GENERAL FUND. IF WE DON'T BUILD IT THERE'S NO TAX REVENUE ANYWAY, BUT IF WE BUILD IT, LET'S USE THE TAX REVENUE TO PAY FOR BUILDING IT. SO IT'S --... -- YOU KNOW, IT'S A -- IT'S THE WHOLE -- IT'S A CLASSIC EXAMPLE, ACADEMIC EXAMPLE, OF WHY TAX INCREMENT FINANCING WAS CREATED AS A TOOL TO BEGIN WITH.

COLE: MAYOR, COULD I EXPAND ON JUST A COUPLE THINGS? I'M GOING TO TAKE A COUPLE QUICK NOTES ON SOME OF THE COMMENTS. ONE OF THE CONCERNS WAS ABOUT THE NOISE FROM THE AMPHITHEATER AND AMUSEMENT VENUE ON THE WATER. ONE OF THE BEAUTIES OF THIS PROJECT IS THAT INSTEAD OF USING JUST EXISTING LAND ON THE AUDITORIUM SHORES FOR MUSIC VENUE, YOU HAVE THE OPPORTUNITY TO BUILD AN AMP AMPHITHEATER, BUILD IT IN SUCH A WAY YOU CAN MAKE SOUND DIRECTIONAL, YOU CAN BUILD IN SOUNDPROOFING, YOU CAN BUILD THE BOWL

CONCEPT TO ORGANIZE HOW THE SOUND FLOWS AND IS CONTAINED AND TO ACTUALLY GIVE US AN OPPORTUNITY TO HAVE A VENUE ON THE SHORES WHERE WE ACTUALLY HAVE SOME CONTROL OVER SOUNDS AND PUT IN THE MEASURES. THAT'S EXACTLY WHAT IS INTENDED HERE. THERE WAS A COMMENT ABOUT PUBLIC ACCESS, AND OF COURSE THERE IS INTENDED TO BE DEDICATED PUBLIC ACCESS ALONG HERE. THERE WOULD BE NOTHING ELSE THAT WOULD BE CONSIDERED IN AUSTIN EXCEPT ACCESS AND PUBLIC ACCESS ALL ALONG THE CREEK. THE IDEA OF SETBACKS, IT MAKES PERFECT SENSE THAT THERE WILL BE EXPLORATION AS WE GO THROUGH A PROJECT LIKE THIS OF WHAT THE APPROPRIATE SETBACKS NEED TO BE AND ANY LAND USE ADJUSTMENTS THAT HAVE TO BE MADE TO MAKE THIS A VIABLE AND VITAL AMENITY FOR THOSE FOLKS WHO ARE ENJOYING IT FOR THE NATURAL ASPECTS SWELLED THE DEVELOPED ASPECTS ALONG THE CREEK. THERE WAS A DISCUSSION ABOUT BEING SURE THAT THERE WAS AS MUCH ATTENTION TO THE NATURAL ENVIRONMENT AS THE BUILT ENVIRONMENT, AND THAT IS -- THAT IS ABSOLUTELY WHAT IS INTENDED AS PART OF THIS. WHEN YOU LISTEN TO THE COUNCIL MEMBERS' VISION FOR WHAT THEY SEE HERE, THERE'S EVERY BIT AS MUCH ATTENTION PAID TO THE RESTORATION OF THE CREEK, THE PRESERVATION OF OPEN AND GREEN SPACES ALONG THE TRAIL, AS WELL AS TO THE DEVELOPMENT OF THE BUILT ENVIRONMENT ALONG WALLER CREEK. AND FINALLY ON THE TIF, THE FIRST TIME, AND YOU ARE TALKING TO A PERSON WHO IS NOT AN ADVOCATE OF TIF. MANY OF YOU HAVE HEARD ME MANY, MANY TIMES ON THAT SUBJECT, BUT HERE FOR THE FIRST TIME WE HAVE A PARTNER IN A TIF, AND WHAT THIS MEANS IS FOR OUR DOLLAR, FOR EVERY DOLLAR WE'RE PUTTING INTO THIS IT'S BEING LEVERAGED BY A TAX DOLLAR WE WOULD NOT SEE. SO OUR DOLLARS ARE BEING STRETCHED AND MAGNIFIED BY USING THIS TIF, AND THAT'S AN OPPORTUNITY WE HAVE NEVER HAD BEFORE TO MAKE AN INVESTMENT IN OUR COMMUNITY. SO THERE'S SO MANY ADVANTAGES IN THIS PROJECT

THAT WE HAVEN'T HAD BEFORE.

MAYOR WYNN: FURTHER COMMENTS, QUESTIONS? I GUESS TECHNICALLY WE HAVE -- WE DO HAVE A RESOLUTION THAT IS -- ITEMIZES ALL THE WHEREAS'S, BUT THE THEREFORE IS PRETTY STRAIGHTFORWARD AND SIMPLE. IT'S DIRECTING THE CITY MANAGER TO PRESENT THIS OPPORTUNITY TO THE COUNTY FOR PARTICIPATION IN A TIF. COUNCIL MEMBER COLE?

I TOO WANTED TO ADDRESS SOME OF THE COMMENTS DIRECTLY. I BELIEVE I CALLED THIS AN AUSTIN STYLE RIVER WALK, AND THAT MEANS THAT IT IS NOT A SAN ANTONIO RIVER WALK. IT'S WAY TOO MUCH IMPERVIOUS COVER FOR AUSTIN, AND WE WILL REALIZE THAT. PRESERVING THE NATURAL STATE OF THE CREEK AND THE TRAIL, WHICH I HAPPEN TO JOG ON, IS OF PARAMOUNT INTEREST IN MY MIND. I SEE IT AS PERHAPS SOME MIXED USES ALONG THERE BUT PRESERVING THAT TRAIL IS VERY IMPORTANT TO ME. ALSO, THE COMMENT ABOUT IT BEING A CENTRAL BUSINESS DISTRICT AREA. I WANTED TO ADDRESS THAT. WE -- I THINK THAT THAT'S IMPORTANT BECAUSE WE CAN TAKE SOME COMFORT IN THE FACT THAT THE LAND WILL ULTIMATELY BE DEVELOPED TO BE ABLE TO PAY FOR THE TIF, BUT EXACTLY THE DETAILS OF WHAT THOSE DEVELOPMENTS WILL LOOK LIKE WE'LL HAVE TO DISCUSS AS WE DO EVERY PROJECT ON THURSDAY AT CITY COUNCIL MEETING. AND I WANTED TO ADDRESS MS. MATHER'S CONCERN ABOUT WHETHER THE AMPHITHEATER WAS LOCATED IN THE BRIDGE PART THAT SEPARATES WALLER CREEK INTO TOWN LAKE WHERE THE DUCKS' HABITAT AND NO IT IS NOT LOCATED THERE. IT IS LOCATED DIRECTLY TO THE RIGHT OF THAT. IT IS NEAR THE ROWING CENTER BUT NOT VERY CLOSE, SO I BELIEVE THE DESIGN WILL FIT BOTH PURPOSES. AND FINALLY I WANTED TO LET PEOPLE KNOW THAT I DID VISIT WITH THE CHAIR OF THE DOIS NOISE ORDINANCE COMMITTEE OF THE PLANNING COMMISSION AND I'LL REITERATE WHAT THE CITY MANAGER SAID. THERE IS ALSO ALREADY A COMMITMENT TO NOT HAVE THE NEIGHBORS BOTHERED WITH EXCESSIVE NOISE AND SINCE

WE'RE BUILDING FROM THE GROUND UP WE'LL BE ABLE TO ALLEVIATE THAT WITH A SOUND AND ACOUSTICS ENGINEER. SO WITH THAT I THINK IT'S OBVIOUS THAT I AM VERY, VERY SUPPORTIVE OF THIS PROJECT. I'VE ENJOYED WORKING ON IT AND I'M ANXIOUS TO TOO IT TO THE COUNTY SO I MOVE FOR ADOPTION.

MAYOR WYNN: MOTION BY COUNCIL MEMBER COLE TO CLOSE THE PUBLIC HEARING AND ADOPT THE RESOLUTION POSTED AS ITEM 46. SECONDED BY THE MAYOR PRO TEM. FURTHER COMMENTS, QUESTIONS? AGAIN, SO THIS IS THE FIRST STEP, OBVIOUSLY A LOT OF WORK HAS ALREADY OCCURRED. THIS IS THE FIRST STEP FROM AN INTER-GOVERNMENTAL STANDPOINT FOR OUR STAFF TO TAKE HER STAFF AND PRESENT THE TECHNICALS OF THIS PROPOSED JOINT CITY-COUNTY TIF TO THE COUNTY COMMISSIONERS' COURT AND HOPEFULLY -- THEY WILL APPROVE SO. AND FURTHER COMMENTS, QUESTIONS? MOTION ON THE TABLE. ALL THOSE IN FAVOR PLEASE SAY AYE.

AYE.

AYE. OPPOSED? MOTION PASSES ON A VOTE OF 6-0. THANK YOU ALL VERY MUCH. CONGRATULATIONS. OKAY.

MAYOR WYNN: COUNCIL, WE HAVE A COUPLE OF ADDITIONAL PUBLIC HEARINGS. AGAIN, WE HAVE POSTPONED ITEM 49 TO APRIL 5. ITEM NO. 47 IS TO CONDUCT A PUBLIC HEARING FOR THE FULL PURPOSE ANNEXATION OF THE AVERY RANCH AREA, GROUP 2, AND THE BLAZIER ELEMENTARY SCHOOL AREA. A STAFF PRESENTATION.

GOOD EVENING, MAYOR AND COUNCIL. MY NAME IS VIRGINIA COLLIER FROM THE NEIGHBORHOOD PLANNING AND ZONING DEPARTMENT. THIS IS THE SECOND OF TWO PUBLIC HEARINGS FOR THE PROPOSED AVERY RANCH GROUP 2 AND BLAZIER ELEMENTARY SCHOOL ANNEXATION AREAS. ORDINANCE READINGS ARE TENTATIVELY SCHEDULED FOR APRIL 5. THESE AREAS ARE IN THE -- ARE BEING ANNEXED FOR PULL PURPOSES IN

ACCORDANCE WITH THE PROPERTY OWNERS REQUEST IN THE LIMITED PURPOSE REGULATORY PLAN FOR EACH AREA. THIS AVERY RANCH AREA IS LOCATED IN WILLIAMSON COUNTY AND INCLUDES TWO SECTIONS OF AIF RAY RANCH FAR WEST WITH A TOTAL OF APPROXIMATELY 161 PROPOSED SINGLE-FAMILY RESIDENCE LOTS. IT WILL PROVIDE FULL RESIDENTIAL SERVICES TO AREA, INCLUDING SERVICES CURRENTLY PROVIDED BY OTHER ENTITIES SUCH AS THE COUNTY. COPIES ARE AVAILABLE THIS EVENING. THE BLAZIER ELEMENTARY SCHOOL AREA IS LOCATED IN SOUTHERN TRAFERS COUNTY. PART OF THE GOOD NIGHT RANCH DEVELOPMENT, AND IS BEING ANNEXED IN ANTICIPATION OF OPENING OF AN ELEMENTARY SCHOOL THIS FALL. UPON ANNEXATION THE CITY WILL PROVIDE FULL MUNICIPAL SERVICES TO THIS AREA AS WELL AND COPIES OF THE SERVICE PLAN ARE ALSO AVAILABLE THIS EVENING. THIS CONCLUDES MY STAFF PRESENTATION.

MAYOR WYNN: THANK YOU, MISCOLLIER. LET'S SEE. WE HAVE NO CITIZENS SIGNED UP TO ADDRESS THIS ON THIS PUBLIC HEARING. AGAIN, WOULD ANY CITIZEN LIKE TO ADDRESS THIS, ITEM NO. 47, A PUBLIC HEARING REGARDING THE FULL PURPOSE ANNEX ACE OF THE BLAZIER ELEMENTARY SCHOOL AND AVERY RANCH GROUP 2. THEN HEARING NONE I'LL ENTERTAIN A MOTION TO CLOSE THE PUBLIC HEARING. MOTION BY COUNCIL MEMBER MARTINEZ. SECONDED BY COUNCIL MEMBER KIM TO CLOSE THE PUBLIC HEARING. ALL IN FAVOR PLEASE SAY AYE.

AYE.

AYE.

MAYOR WYNN: OPPOSED? MOTION PASSES ON A VOTE OF 6-0. ITEM NO. 48 IS TO CONDUCT A PUBLIC HEARING UNDER THE CITIZEN PARTICIPATION PLAN TO RECEIVE COMMENTS ON COMMUNITY NEEDS TO DEVELOP, NUMBER ONE, THE ANNUAL ACTION PLAN FOR THE FISCAL YEAR 2007-2008 REQUIRED BY THE U.S. DEPARTMENT OF HOUSING AND URBAN

DEVELOPMENT, AND THEN 2, THE TEXAS LOCAL GOAL REGARDING COMMUNITY DEVELOPMENT. WELCOME, MR. PAUL HILGERS.

THANK YOU, MAYOR. I AM PAUL HILGERS OF NEIGHBORHOOD HOUSING AND I HAVE A VERY BRIEF PRESENTATION BEFORE THE PUBLIC HEARING TO DISCUSS ESSENTIALLY WHAT WE'RE STARTING HERE THIS EVENING. TODAY IS THE FIRST OF TWO PUBLIC HEARINGS BEFORE THE CITY COUNCIL ON THE FISCAL YEAR 2007-2008 ACTION PLAN. THE PURPOSE OF THESE PUBLIC HEARINGS IS TO GATHER INPUT FROM THE COMMUNITY ON HOUSING AND COMMUNITY NEEDS. THE CITY OF AUSTIN, AS YOU KNOW, IS A GRANT RECIPIENT FOR FEDERAL FUNDS AND IN FISCAL YEAR 2007-2008 WE EXPECT TO RECEIVE A TOTAL OF 13 MILLION THROUGH FOUR HUD ENTITLEMENT GRANTS, A COMMUNITY DEVELOPMENT BLOCK GRANT, THE HOME INVESTMENT PARTNERSHIP PROGRAM AND THE HOME PROGRAM, OUR EMERGENCY SHELTER GRANT AND THE HOUSING OPPORTUNITIES FOR PERSONS WITH AIDS OR HOPA GRANT. THIS ANNUAL REVIEW CITIZENS COMMENTS HELP TO DETERMINE THE NEED IS A REQUIREMENT OF THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT. THIS IS THE FIFTH YEAR, IF YOU COULD GO AHEAD AND PUT THAT SLIDE UP -- THIS IS THE FIFTH YEAR -- THIS IS THE FOURTH YEAR IN OUR FIVE-YEAR CONSOLIDATED PLAN. AGAIN, THIS IS OUR PROCESS. WE HAVE A FIVE-YEAR CONSOLIDATED PLANNING PROCESS AND THEN A SERIES OF ONE-YEAR ANNUAL PLANS. THE CITIZEN PARTICIPATION PROCESS IS AT THE HEART OF THAT. WE HAVE A BUSINESS PLAN. WE IMPLEMENT THE PROGRAMS AND THEN WE REPORT WHAT WE DO AND WHAT WE CALL OUR CAPER, OR CONSOLIDATED ANNUAL PERFORMS REPORT TO HUD. SO NEXT SLIDE, THE HUD REQUIRES, AGAIN, PUBLIC INPUT FOR THE PLAN DEVELOPMENT AND THE STATE LAW REQUIRES THAT AS WELL, SO WE'LL HAVE TWO CITY COUNCIL PUBLIC HEARINGS AND A 30-DAY WRITTEN CITIZEN COMMENT PERIOD. WE FURTHER PROVIDE OPPORTUNITIES BY MEETING WITH STAKEHOLDERS OR VENDORS, CONDUCTING CITIZEN SURVEYS, HOLDING TWO ADDITIONAL

PUBLIC HEARINGS WITH THE COMMUNITY DEVELOPMENT COMMISSION, AND SO THE SCHEDULE FOR THIS YEAR IS AS FOLLOWS: TODAY IS THE FIRST PUBLIC HEARING. ON MARCH THE 15TH WE WILL BE MEETING WITH THE COMMUNITY DEVELOPMENT COMMISSION AND THEIR FIRST PUBLIC. ON MAY THE 4TH A PUBLIC COMMENT PERIOD BEGINS. ON MAY THE 10TH A SECOND PUBLIC HEARING WITH THE COMMUNITY DEVELOPMENT COMMISSION ON THE DRAFT ACTION PLAN. ON MAY 17 YOU WILL BE BACK HERE AGAIN WITHOUT THIS PRESENTATION TO HEAR FROM THE PUBLIC ON THE DRAFT ACTION PLAN. ON JUNE THE 5TH THE PUBLIC COMMENT PERIOD ENDS. ON THE 26TH OF JUNE THE COMMUNITY DEVELOPMENT COMMISSION WILL MAKE THE FINAL RECOMMENDATIONS AND ON JULY 26 THE CITY COUNCIL WILL ACT ON THE FINAL PLAN AND THE FINAL PLAN'S APPROVAL, WHICH IS DUE TO HUD ON AUGUST THE 15TH. IN OUR FIVE-YEAR PLAN, WHICH IS IN 2004-2009 CONSOLIDATED PLAN, WE MUST IDENTIFY PRIORITIES, AND THOSE PRIORITIES ARE LISTED HERE AS IT STANDS IN OUR CONSOLIDATED PLAN, AND THEY ARE, THE HIGHEST PRIORITIES ARE AFFORDABLE HOUSING, SMALL BUSINESS DEVELOPMENT, COMMERCIAL REVITALIZATION, PUBLIC SERVICES. MEDIUM PRIORITIES ARE PUBLIC FACILITIES AND LOW PRIORITIES ARE INFRASTRUCTURE. THESE PRIORITIES REFLECT THE RESULTS AND THE RECOMMENDATIONS OF THE CITIZENS IN AUSTIN, THE COMMUNITY DEVELOPMENT COMMISSION AND THE COUNCIL IN THE FIVE-YEAR PLAN. AND THEN FINALLY I'M GOING TO SHOW YOU, AS THE INVESTMENT STRATEGY THAT WE ALWAYS USE IN OUR PROGRAMS, WE HAVE HERE OUR HOUSING CONTINUUM, AND ONCE AGAIN, JUST TO REMIND YOU THAT WE LOOK AT OUR HOUSING INVESTMENTS ALONG THIS CONTINUUM. WE TRY TO EVALUATE WHERE THE GAPS ARE IN THIS CONTINUUM TO SEE WHERE WE CAN MOST PROPERLY USE THE DOLLARS. THE DOLLARS THAT WILL BE ALLOCATED NOT ONLY WITH FEDERAL DOLLARS, AND BASED UPON THE PROCESS THAT YOU OUTLINED TODAY IN THE REQUIREMENTS AND THE GUIDELINES THAT YOU SET FORTH TODAY, WE

WILL ALSO BE LOOKING AT -- AND USING THIS PARTICULAR PLANNING PROCESS FOR THE USE OF THE GENERAL OBLIGATION BONDS IN THE FUTURE, AND SO WE NOW HAVE AN ADDITIONAL SOURCE OF FUNDS TO USE IN OUR CONTINUUM AND INVEST WISELY. SO WITH THAT I KNOW WE'RE HERE TO HEAR FROM THE PUBLIC AND THAT CONCLUDES MY PRESENTATION, MR. MAYOR. THANK YOU.

MAYOR WYNN: THANK YOU, MR. HILGERS. QUESTIONS FOR MR. HILGERS? COUNCIL? IF NOT, WE DO HAVE A HANDFUL OF CITIZENS WHO WOULD LIKE TO ADDRESS THIS. WE WILL AGAIN WITH EMMETT HAYS: EMMETT HAYS SIGNED UP WISHING TO SPEAK IN FAVOR AS DID DAVID DAVIS. WELCOME, MR. DAVIS. YOU'LL HAVE THREE MINUTES AND YOU'LL BE FOLLOWED BY TONYA WINTERS, WHO WILL BE FOLLOWED BY SAM PURSILY.

GOOD EVENING, MR. MAYOR, MAYOR PRO TEM, COUNCIL. I WANT TO THANK YOU FOR THIS OPPORTUNITY TO MAKE THIS PRESENTATION TO YOU THIS EVENING. IT'S ALWAYS A PLEASURE. I'M HERE TONIGHT TO THANK THE CITY FOR THE SUPPORT PROVIDED OVER THE YEARS, BY PROVIDING TENANT BASED RENTAL ASSISTANCE AND FUNDING FROM AUSTIN'S HOUSING FINANCE CORPORATION TO SUPPORT THE PASSAGES PARTNERSHIP. THIS PARTNERSHIP THAT INCLUDES THE AUSTIN HOUSING AUTHORITY, THE CITY OF AUSTIN, SALVATION ARMY, PASSAGES PROGRAM, PROVIDES TRANSITIONAL HOUSING TO HOMELESS FAMILY FAMILIES AND HAS BEEN OPERATIONAL SINCE MARCH OF 1998. THE TBRA HOUSING SUBSIDY IS FUNDED BY THE HOME AND HOUSING TRUST FUND PROGRAMS AT THE CURRENT LEVEL OF 700 -- EXCUSE ME, \$761,921. AS OF MARCH OF 2007 THE PROGRAM HAS HOUSED A TOTAL OF APPROXIMATELY 460 FAMILIES, MOST OF WHOM HAVE RECEIVED 12 TO 18 MONTHS OF TENANT BASED RENTAL ASSISTANCE. THIS INCLUDES APPROXIMATELY 1465 PEOPLE, OR 460 HEADS OF HOUSEHOLD, 165 ADDITIONAL ADULTS AND THESE FAMILIES, AND 840 CHILDREN AND FAMILIES. CURRENTLY WE HAVE APPROXIMATELY 68

FAMILIES IN THE TBRA HOUSING, AND ARE IN THE PROCESS OF GETTING ADDITIONAL HOUSEHOLDS INTO TBRA. SERVICES FUNDED BY THE PASSAGES COLLABORATION INCLUDE CASE MANAGEMENT FOR 18 MONTHS, SUBSIDIZED CHILD CARE, LIMITED FINANCIAL ASSISTANCE, SUBSTANCE ABUSE COUNSELING, MENTAL HEALTH COUNSELING, LIFE SKILLS, TRAINING, JOB READINESS TRAINING, REFERRAL TO PERMANENT AND TRANSITIONAL HOUSE.....HOUSING, AND IN ADDITION THE AUSTIN HOUSING CORPORATION HAS FOR THE PAST TWO YEARS PROVIDED \$30,000 IN FINANCIAL ASSISTANCE FOR HOUSING AND UTILITY DEPOSITS AND FIRST MONTH'S RENT. IN TERMS OF OUTCOMES, EVERY YEAR APPROXIMATELY 80 TO 85% OF THE FAMILIES PARTICIPATE IN THE PASSAGES PROGRAM REQUIRE PERMANENT HOUSING. DURING THE TIME THAT FAMILIES ARE IN TBRA PAYING REDUCED RENTS THEY WORK ON REDUCING DEBTS AND INCREASING SKILLS AND INCOME. WE'D LIKE TO THANK THE CITY OF AUSTIN, THE HOUSING AUTHORITY OF THE CITY OF AUSTIN, THE HOUSING TRUST FUND, THE CDC FOR ITS CONTINUED SUPPORT IN OFFERING OPPORTUNITIES FOR HOMELESS FAMILIES IN AUSTIN. WE WOULD LIKE TO ENCOURAGE THE CDC TO CONTINUED FUNDING AT THE CURRENT LEVEL OF \$761,921 PER YEAR. I'D ALSO LIKE TO SAY THAT WE COULDN'T DO THIS WITHOUT THE SUPPORT OF MANY OTHER PROGRAMS THAT ARE FUNDED THROUGH THIS PROCESS THAT PROVIDE CHILD CARE, THAT PROVIDE ASSISTANCE TO RENTERS, FAIR HOUSING AND THOSE SORTS OF THINGS. THANK YOU FOR THE OPPORTUNITY TO SPEAK TO YOU THIS EVENING.

MAYOR WYNN: THANK YOU, MR. DAVIS. TONYA WINTERS SIGNED UP WISHING TO SPEAK, ALSO IN FAVOR, AS DID SAM PURSILY. I'M SORRY, TONYA? WELCOME, YOU'LL HAVE THREE MINUTES AND YOU'LL BE FOLLOWED BY SAM PURSILY.

THANK YOU, CITY COUNCIL MEMBERS FOR ALLOWING ME TO SPEAK HERE TONIGHT. I'M HERE REPRESENTING THE AUSTIN MAYOR'S COMMITTEE FOR PEOPLE WITH DISABILITIES, AND I'M HERE TO TO TALK TO YOU TONIGHT ABOUT BEING IN

SUPPORT OF THE ARCHITECTURAL REMOVAL PROGRAM FUNDED THROUGH THE COMMUNITY DEVELOPMENT BLOCK GRANT. TRERL BURIAL REMOVAL PROGRAM PROVIDES RESIDENTIAL ACKNOWLEDGEIBILITY MODIFICATIONS IN HOMES OF RESIDENTS WHO ARE DISABLED OR ELDERLY AND TO MEET THE PROGRAMMATIC INCOME AND DISABILITY GUIDELINES FOR THE SERVICE. MODIFICATIONS MAY INCLUDE WHEELCHAIR RAMPS, STAIR AND PORCH RAILINGS, BATHROOM GRAB BARS, WIDENED DOORWAYS, RAISED TOILETS AND EXTENDED SEATS, ACCESSIBLE SINKS, ET CETERA. AUSTIN HAS OVER 700,000 RESIDENTS. WITH PROJECTIONS THAT'S 30% OF THE POPULATION WHO IS ELDERLY OR WHO HAS A DISABILITY. A SIGNIFICANT NUMBER OF THESE INDIVIDUALS MAY BENEFIT FROM ABR PROGRAMS. TO HELP MAINTAIN THEIR INDEPENDENCE IN THE COMMUNITY. THE ABR PROGRAM HAS OPERATED IN AUSTIN SINCE 1979 AND HAS NEVER GONE WITHOUT A WAITING LIST. THE PROGRAM ENABLES PEOPLE TO CONTINUE LIVING IN THEIR OWN HOMES, MORE SAFELY, WITH GREATER INDEPENDENCE AND ENHANCED SELF-WORTH AND DIGNITY. AUSTIN IS RECOGNIZED BY THE NATIONAL ORGANIZATION ON DISABILITY FOR THE SUCCESS OF THE ABR PROGRAM AND ITS CONTRIBUTION TO THE QUALITY OF LIFE FOR CITIZENS WITH DISABILITIES. A SHINING EXAMPLE OF ABR PROGRAM'S SUCCESS IS A STORY OF CANDY PAGE, A SINGLE PARENT, WHO WITH A DISABILITY WAS SERVICED BY THE PROGRAM IN 2005. MS. PAGE HAD A WHEELCHAIR RAMP INSTALLED IN HER HOME BY THE ABR PROGRAM. THIS SERVICE ALLOWS HER TO COME AND GO AS SHE PLEASES, ACCESSING THE COMMUNITY -- ACCESSING THE COMMUNITY THROUGH CAPITAL METRO'S NEARBY ACCESSIBLE PUBLIC TRANSPORTATION. THROUGH THE SERVICE OF THE ABR PROGRAM MS. PAGE IS SUCCESSFULLY EMPLOYED TO SUPPORT HER FAMILY. THROUGHOUT THE HISTORY OF THIS PROGRAM THOUSANDS OF CITIZENS LIKE MISZAKUBA PAGE, HAVE AVOIDED UNNECESSARY INSTITUTIONALLYIZATION ALLOWING THEM TO CONTINUE LIVING THEIR LIVES IN THE HOMES WITH THEIR FAMILIES AND NEIGHBORS. THE COST RESULTING FROM CUTS TO THE ABR PROGRAM

WILL NEED TO BE MEASURED BY THE NUMBER OF LIVES THAT ARE KEPT FROM ENJOYING THE FULL PARTICIPATION IN OUR COMMUNITY. THE AUSTIN MAYOR'S COMMITTEE FOR PEOPLE WITH DISABILITIES URGES COMMITMENTS TO FULL FUNDING OF THE ARCHITECTURAL BURIAL REMOVAL PROGRAM BY THE CITY OF AUSTIN AND THE NEIGHBORHOOD HOUSING AND COMMUNITY DEVELOPMENT DEPARTMENT. THANK YOU.

MAYOR WYNN: THANK YOU, MISWINTERS.....MS. WINTERS FOR YOUR SERVICE ON THE COMMITTEE. SAM PURPOSELY, TO BE FOLLOWED BY RICHARD TROX EL. WELCOME, YOU'LL HAVE THREE MINUTES.

GOOD EVENING, MAYOR AND COUNCIL MEMBERS. MY NAME IS SAM PURSILY. I'M WITH THE AUSTIN TENANTS COUNCIL. PLEASE BEAR WITH ME. I'VE BEEN SUFFERING FROM ALLERGIES FOR THE PAST THREE DAYS AND SO FAR PRETTY GOOD. I'M HERE TO SHARE SOME INFORMATION WITH YOU. I'M SPEAKING IN BEHALF OF ALL OF THE RENTERS IN THE AUSTIN AREA AND SURROUNDING AREAS. I'D LIKE TO BRING TO YOUR ATTENTION THE FACT THAT OVER HALF OF THE RESIDENTS HERE IN AUSTIN ARE RENTERS, AND AS A RESULT OF THAT AT THE TENANTS COUNCIL WE RECEIVE ABOUT 1200 TO 1500 CALLS -- TELEPHONE CALLS A MONTH ON THE TELEPHONE COUNSELING LINE. OUR TELEPHONE COUNSELING LINE IS THE INITIAL POINT OF CONTACT FOR MOST OF OUR CLIENTS WHO REQUEST INFORMATION ABOUT THEIR RIGHTS. WE RECEIVE CALLS FOR ASSISTANCE FROM TENANTS WELLS LANDLORDS, AND SOME OF THE DISPUTES THAT WE HELP THEM WITH ARE DISPUTES OVER LEASE AGREEMENTS, RENT INCREASES, SECURITY DEPOSITS, ILLEGAL LOCK OUTS AND UTILITY SHUT-OFFS, LANDLORD LEANS AND EVICTIONS. WE ALSO HELP THEM WITH PROBLEMS HAVING TO DO WITH HEALTH AND/OR SAFETY RELATED REPAIR PROBLEMS AND HOUSING DISCRIMINATION. IN RESPONSE TO THESE PARTICULAR NEEDS ARE PROVIDED BY OUR RENTERS RIGHTS ASSISTANCE PROGRAM, WHICH IS THE -- THE ACRONYM IS RAP, AND OUR FAIR HOUSING PROGRAM. THROUGH THE NEIGHBORHOOD HOUSING COMMUNITY

DEVELOPMENT OFFICE LISTED UNDER THE HOUSING SERVICES CATEGORY OF FAIR HOUSE..... HOUSING AND TENANT COUNSELING. IT'S DESIGNED TO ASSIST LOW TO MODERATE INCOME RENTERS WHO ARE EXPERIENCING HEALTH AND/OR SAFETY REPAIR PROBLEM AND WHO LIVE IN THE CITY OF AUSTIN. WE ALSO PROVIDE TECHNICAL ASSISTANT TO TENANT GROUPS IN PUBLIC AND SUBSIDIZED HOUSING. WE HAVE COMBINED EFFORTS WITH AND STILL WORKING WITH THE AUSTIN POLICE DEPARTMENT'S PROJECT RESTORE HOPE, AND WE'RE OPERATING OUT OF THE NORTH, THE CENTRAL AND SOUTH AUSTIN AREAS. TOGETHER WITH THE APD AND OTHER AGENCIES SUCH AS ENFORCEMENT, THE MEXICAN CONSULATE, CITY SANITATION DEPARTMENT, WELLS FARGO BANK, AUSTIN FIRE DEPARTMENT, HEALTH DEPARTMENT AND OTHERS, WE HAVE MANAGED TO MAKE A POSITIVE IMPACT ON THE LIVES OF FAMILIES AND INDIVIDUALS LIVING IN SUBSTANDARD LIVING CONDITIONS. INFORMATION BASED -- INFORMATION FOUND IN OUR CLIENT SURVEYS FOR SERVICES PROVIDED HAVE REVEALED 80% WERE VERY SATISFIED AND 15% WERE AT LEAST SATISFIED WITH THE SERVICES THEY RECEIVED. THE INCOME LEVELS RANGE FROM THE VERY LOW TO LOW PEST I'LL IN TERMS OF THE CHUM THESE PEOPLE PA MAKE. OUR PROGRAM HAS RECEIVED AND DOCUMENTED A LARGE NUMBER OF COMPLAINTS FOR ACCESSIBILITY VIOLATIONS WHICH IS A SERIOUS MATTER. WITHIN THE FIRST THREE MONTHS OF OUR CURRENT CONTRACT WE HAD 107 COMPLAINTS. THIS IS MORE THAN THE USUAL AMOUNT OF COMPLAINTS FOR THIS AMOUNT OF TIME. OUR RECORDS ALSO HAVE NOTED THE NUMBER ONE HOUSING DISCRIMINATION COMPLAINT AS BEING ACCESSIBILITY, FOLLOWING CLOSE BEHIND IS FAMILIAR STATUS AND RACE COMPLAINTS. ANOTHER MAJOR NEED -- I'M FINISHED. I I JUST HAVE ONE OR TWO SENTENCES. ANOTHER MAJOR NEED IN OUR COMMUNITY IS AN INCREASE IN THE NUMBER OF AFFORDABLE ACCESSIBLE HOUSING UNITS FOR OUR DISABLED CITIZENS. IN CLOSING, WE ARE REQUESTING YOUR SUPPORT FOR HOUSING AND HOUSING SERVICES BY MAKING SURE THAT THE NEEDS OF THOSE FAMILIES AND INDIVIDUALS MOST IN NEED ARE MET BY

PROVIDING THE FUNDING NECESSARY TO KEEP THE SERVICES AVAILABLE FOR THEM, AND FOR ANYONE WHO DOESN'T KNOW, WE'VE MOVED OUR OFFICES FROM THE EAST CESAR CHAVEZ ADDRESS TO 1640 EAST SECOND STREET, BUILDING B. 1640 B, EAST SECOND STREET, SWEET 150.

MAYOR WYNN: GREAT.

THANK YOU. I APPRECIATE IT.

MAYOR WYNN: THANK YOU, MR. PERCENTLY. AND YOU SOUNDED FINE. RICHARD TROX EL. WELCOME BACK. YOU'LL BE FOLLOWED BY ENRIQUE RIVERA.

THANK YOU, MR. MAYOR, GOOD TO BE BACK. COUNCIL. ACCORDING TO THE LAST SEVERAL U.S. CONFERENCE OF MARES REPORT, NO ONE IN THIS NATION CAN AFFORD BASIC RENTAL HOUSING AT THE CURRENT FEDERAL MINIMUM WAGE. THAT'S NOT MY WORDS, THAT'S THE U.S. CONFERENCE OF MAYORS. THE MAYORS GETTING TOGETHER AND CHITCHATTING ABOUT IT. THE LEVEL OF DISABILITY THAT WE PAY FOR PEOPLE IN THIS NATION THAT ARE DISABLED UNDER THE CURRENT FEDERAL PROGRAM, SSI, IS A LITTLE MORE THAN HALF OF THAT AMOUNT. \$623 A MONTH. THAT'S PITIFUL. WHAT CAN YOU DO WITH \$623 A MONTH IN TERMS OF AFFORDING HOUSING AND EATING AND BEING CLOTHED IN AUSTIN. YOU CAN'T. SO YOU'VE GOT TO BE DOUBLE OR TRIPLED UP. THESE PEOPLE ARE GETTING CHECKS. I'VE BEEN -- AS DIRECTOR OF LEGAL AID FOR THE HOMELESS I'VE BEEN GETTING PEOPLE DISABILITY CHECKS SINCE 1989, AND THEY'RE WALKING AROUND WITH THESE DISABILITY CHECKS. AND UNABLE TO AFFORD BASIC HOUSING. WHAT WE'RE SUGGESTING IS THAT WE CREATE A SECTION 8 L, A LOCAL SECTION 8 SUBSIDY PROGRAM, WHERE PEOPLE WOULD GET A SUPPLEMENTAL CHECK TO GO WITH THEIR SECTION 8 CHECK, WHICH WOULD BRING THEM UP TO THE MINIMUM LEVEL OF BEING ABLE TO AFFORD HOUSING IN THE CITY OF AUSTIN. IT'S THAT SIMPLE. IT'S NO MORE COMPLEX THAN THAT. IN RESEARCHING THIS I LEARNED THAT THERE ARE 12 STATES THAT HAVE SAID TO THE FEDERAL

GOVERNMENT THAT THE DISABILITY CHECK, THE SSI CHECK, THE \$623 A MONTH CHECK, IS WHOLLY INSUFFICIENT, AND IN 12 STATES THEY, ON A STATE LEVEL, NOW HAVE CREATED A SECTION 8 S PROJECT. SO THEY SUPPLEMENT THESE PEOPLE WITH AN ADDITIONAL CHECK SO THEY CAN AFFORD HOUSING IN THEIR CITY. WHAT WE ARE SUGGESTING IS THAT WE PAY ATTENTION TO THAT. WHETHER WE GET THIS FROM THE \$55 MILLION BOND ISSUE OR WE GET THIS FROM THESE DOLLARS, THIS \$13 MILLION THAT WE'RE TALKING ABOUT, THAT WE ADDRESS THIS PROBLEM, THAT WE HAVE PEOPLE THAT ARE -- HAVE BEEN FOUND DISABLED BY THE FEDERAL GOVERNMENT WANDERING THE STREETS OF AUSTIN WITH A CHECK IN THEIR POCKET AND STILL NOT HOUSED. WE THINK THAT THIS WOULD GARNER A TREMENDOUS AMOUNT OF SUPPORT FROM THE DOWNTOWN BUSINESS COMMUNITY AS WELL AS THE PRIVATE INDIVIDUALS WHO ARE SUFFERING UNDER THE CIRCUMSTANCE. THANK YOU FOR YOUR TIME. I APPRECIATE IT VERY MUCH.

MAYOR WYNN: THANK YOU, MR. TROXEL. ENRIQUE RIVERA. WELCOME, MR. RIVERA, AND YOU'LL BE FOLLOWED, IF SHE WANTS TO SPEAK, BY JENNIFER MCVEIL.

THANK YOU, MAYOR, MAYOR PRO TEM AND COUNCIL MEMBERS. THANK YOU FOR THE OPPORTUNITY OF COMING HERE TO ADDRESS YOU TODAY. I AM ENRIQUE RIVERA, ALSO KNOWN AS RICK RIVERA AND I'VE COME TO SPEAK ABOUT A COUPLE.....CUP THINGS. CHILD CARE. \$550 PER CHILD. IF YOU BREAK THAT DOWN TO WHAT IT COST HOURLY FOR A PERSON WORKING 40 HOURS A WEEK, THAT'S ABOUT \$3.13 FOR EACH HOUR WORKED. SO WHEN YOU ADD TO THAT -- OR ADD THAT TO THE COST OF HOUSING, TO THE COST OF JUST BASIC NEEDS, YOU CAN SEE HOW THAT TYPE OF COST WOULD GREATLY IMPAIR AND PUT AT RISK A FAMILY'S STABILITY. THE FUNDING YOU HAVE CONTINUALLY PROVIDED TO OUR COMMUNITY'S FAMILIES ALLOWS PARENTS TO WORK FOR THEIR EDUCATION, FIND EMPLOYMENT AND GAIN GREATER HOUSEHOLD STABILITY. SO I'D LIKE TO

THANK YOU FOR YOUR PAST SUPPORT OF CHILD CARE AND OUR COMMUNITY'S YOUNGEST AND THE FAMILIES IN WHICH THEY EXIST AND ENCOURAGE YOU TO CONTINUE YOUR FUTURE SUPPORT FOR THAT. SO THANK YOU. SECONDLY, I'M CHAIR OF THE HOMELESS TASK FORCE FOR AUSTIN TRAVIS COUNTY, THE CURRENT CHAIR OF THE TASK FORCE. ONE...ONE OF OUR RESPONSIBILITIES IN THIS COMMUNITY IS TO GO AHEAD AND COORDINATE THE DEVELOPMENT OF OUR APPLICATION, OUR LOCAL APPLICATION OF CONTINUING CARE DOLLARS. ANNUALLY THAT BRINGS IN BETWEEN 3 AND \$4 MILLION IN HOMELESS SERVICES. WE -- THOSE HOMELESS SERVICES ARE.... THAT ARE PROVIDED THROUGH THAT ARE IN A VARIETY OF THE HOUSING PROGRAMS AND SUPPORTIVE SERVICE PROGRAMS. IT'S THE SUPPORTIVE SERVICE PROGRAMS WHERE WE FIND OUR GREATEST CHALLENGE. BASICALLY THE DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT HAS DECIDED TO GO AHEAD AND PLACE AN EMPHASIS ON HOUSING AND FEDERAL -- AT THE FEDERAL LEVEL THEY'RE REQUIRED TO GO AHEAD AND SPEND A CERTAIN PERCENTAGE OF THEIR MONEY ON -- SORRY TO DO THAT -- ON HOUSING. THE WAY THEY TRIED TO GO AHEAD AND ACCOMPLISH A REMEDY OF THE SITUATION IS TO GO AHEAD AND PUT AN EMPHASIS ON HOUSING SERVICES SPECIFICALLY. WHAT THIS DOES TO US BASICALLY IS IT'S CHALLENGED US TO GO AHEAD AND TRY TO ADDRESS, NUMBER ONE, SUPPORTING OUR CURRENT CONTINUUM, WHICH IS SUPPORTED THROUGH THE CONTINUING CARE COLLARS DOLLARS, AS WELL AS TRY TO FIND WAYS TO HELP OUR COMMUNITY'S HOMELESS. IN THE PAST APPLICATIONS WHERE IT'S BECOME VERY RELEVANT TO US, WHERE WE DID NOT MAKE THE SCORING THRESHOLD TO QUALIFY FOR SOME OF THESE DOLLARS, BASICALLY WHAT THIS EQUATED TO WAS WE WEREN'T ABLE TO GO AHEAD AND GET FUNDED A PROGRAM WHICH WOULD INCREASE SOME OF OUR HOUSING FOR OUR HOMELESS RESIDENTS THROUGH A GRANT -- OR THROUGH AN APPLICATION BETWEEN COMMUNITIES AND CARITAS OF AUSTIN. WHAT THIS MEANS LONG-TERM IS THAT BASICALLY WHAT HAPPENED THIS

PAST YEAR IS WE MISSED THE THRESHOLD BY A HALF A POINT. 85.5 INSTEAD OF 86. IF WE DO THIS FOR TWO YEARS IN A ROW, THEN WHAT WE FACE BASICALLY LOSING THE ENTIRE 3 TO -- 3 TO \$4 MILLION -- CAN I JUST HAVE A MOMENT LONGER -- 3 TO \$4 MILLION, BUT WE'RE ASKING THE CITY COUNCIL TO DO, WHAT WE'RE ASKING THEM TO DO IS GO AHEAD AND CONSIDER WAYS OF TAKING SOME OF OUR SUPPORTIVE SERVICE DOLLARS OFF OF THAT CONTRACT, OR OFF OF THE APPLICATION SO THAT WE CAN INCREASE OUR HOUSING DOLLARS, SCORE BETTER AND TRY TO USE THAT FUNDING STREAM TO CREATE MORE HOUSING FOR OUR -- FOR OUR COMMUNITY MEMBERS WHO FIND THEMSELVES CURRENTLY UNHOUSED. THANK YOU VERY MUCH FOR YOUR PAST SUPPORT OF SERVICES FOR THE HOMELESS AND FOR AFFORDABLE HOUSING, AND ALSO IF YOU EVER WANT ANY INFORMATION ON HOMELESSNESS, PLEASE LOOK TO YOUR HOMELESS TASK FORCE. WE'RE HERE FOR YOU.

MAYOR WYNN: THANK YOU. JENNIFER MCFAIL.

I'M WITH ADAPT TO TEXAS AND I WANT YOU TO KNOW THAT ADAPT IS VERY SUPPORTIVE OF THE ABR PROGRAM. MANY OF OUR MEMBERS HAVE USED IT, INCLUDING MYSELF, AND MY FATHER, WHEN HE WAS ALIVE, AND IT WAS VERY ESSENTIAL TO OUR BEING ABLE TO PARTICIPATE IN THE COMMUNITY. AND THEN ALSO THE TENANTS COUNCIL, THEY PROVIDE A VERY VALUABLE SERVICE TO THOSE OF US WITH DISABILITIES. I'VE ALSO USED THEIR SERVICES AND VOLUNTEERED WITH THEM AND THEY'VE MEDIATED ON MY BEHALF IN DISPUTE ABOUT ACCESSIBILITY, AND IT WAS EXTREMELY IMPORTANT TO ME BECAUSE WITHOUT THEM I MAY HAVE GONE QUITE A WHILE WITHOUT ACCESS TO MY BATHROOM. AND PEOPLE KIND OF TAKE THAT FOR GRANTED BUT YOUR QUALITY OF LIFE IS MUCH BETTER WHEN YOU CAN TAKE A SHOWER OR USE THE TOILET. AND -- BUT WHAT I REALLY WANT TO FOCUS ON IS AFFORDABILITY, BECAUSE WE'RE WORKING -- WE HAVE TWO VISTA VOLUNTEERS IN OUR OFFICE WHO ARE HELPING PEOPLE TRANSITION FROM NURSING

HOMES INTO THE COMMUNITY, AND MORE AND MORE WHAT THEY'RE HAVING TO DO IS GO FURTHER AND FURTHER AWAY FROM THE URBAN CORE. AND WHEN I TALK ABOUT AFFORDABILITY, I MEAN WAY BELOW 30% MFI. I MEAN LIKE 15% MFI. LIKE HE WAS TALKING ABOUT, THE 623 ON MFI. THAT'S WHAT MOST PEOPLE ARE GETTING IN THE COMMUNITY LIVING WITH DISABILITIES. OUR UNEMPLOYMENT RATE IS ABOUT 70% NATIONALLY AND ABOUT 75 IN THE STATE OR MAYBE THE REVERSE OF THE TWO. BUT GENERALLY IN THE 70% RANGE. SO THAT MEANS YOU CAN'T REALLY EXPECT US TO BE ABLE TO TOTE THAT BARGE AND LIFT THAT BAIL WITHOUT SOME SUPPORT, AND THE FURTHER WE GET FROM THE URBAN CORE, THE LESS LIKELY WE ARE TO BE PRODUCTIVE BECAUSE IF YOU USE CAPITAL METRO LATELY YOU KNOW IT'S LEAK -- IF YOU'RE YOU'RE IN WELLS BRANCH PARKWAY IN ORDER TO GET INTO TOWN IT TAKES ABOUT THREE HOURS. I'VE DONE IT AS A VOLUNTEER WITH THE PROGRAM, WE DID ONE OF OUR TRAININGS. IT TOOK ME SIX HOURS ROUND-TRIP TRIP TO GET TO AND FROM WHERE WE HAD TO GO. THEATS NOT PRODUCTIVE AND NOT SUFFICIENT PLANNING. SO I WANTED TO THROW THAT OUT THERE AND TO ALSO LET YOU KNOW SINCE WE'RE TALKING ABOUT COOPERATION WITH WALLER, WE NEED TO LOOK AT WAYS TO COOPERATE WITH OTHER ENTITIES, LIKE THE HOUSING AUTHORITY, TO THINK OUTSIDE THE BOX AND PROVIDE HOUSING FOR PEOPLE WHO ARE BELOW 30% MFI, BECAUSE POVERTY DOESN'T GO AWAY IF YOU IGNORE IT. WE HAVE TO DEAL WITH IT, AND LET'S DEAL WITH IT IN A HUMANE WAY. WE CAN'T JUST STICK OUR HEADS IN THE SAND AND SAY, WELL, THEY DON'T GENERATE ENOUGH REVENUE SO LET'S JUST PUSH THEM FURTHER AND FURTHER OUTSIDE OF TOWN. THAT'S JUST NOT REALISTIC. AND IT'S NOT FAIR. THANKS.

MAYOR WYNN: THANK YOU, JENNIFER. COUNCIL, THAT'S ALL OF OUR -- WHOOPS, I WON'T SAY THAT. CHRISTINE HENLEN HERE. SHE'S SIGNED UP WISHING TO SPEAK. YOU'LL HAVE THREE MINUTES.

THANK YOU. I JUST WANTED TO COME AND SHARE

A QUICK SUCCESS STORY, AND THERE'S MANY MORE WHERE THIS COMES FROM. ANDREW AND HIS FAMILY WERE RECOMMENDED TO THE CARE COORDINATION PROGRAM LAST SPRING BY ONE OF THE PROGRAM'S TARGET ELEMENTARY SCHOOLS IN EAST AUSTIN. THE FAMILY LIVED IN A HOUSING AUTHORITY PROPERTY AND CONSISTS OF TWO PARENTS, ANDREW AND HIS TWO YOUNGER SIBLINGS. ANDREW HAD EXPERIENCED THE TRAUMA OF BEING SEXUALLY ASSAULTED BY A RELATIVE A FEW MONTHS EARLIER. THE FAMILY WAS STILL IN CRISIS OVER THE EVENT DEALING WITH THE COURT SYSTEM, TRYING TO HELP ANDREW RECOVER FROM THE ORDEAL AND TRYING TO HELP THE YOUNGER SIBLINGS UNDERSTAND. THE MOTHER AND FATHER'S RELATIONSHIP WAS FALLING APART AS A RESULT OF THEIR REACTIONS TO THE CRISIS AND THEY SEPARATED FOR A SHORT TIME, CREATING INCREASED STRESS ON AN ALREADY POOR HOUSEHOLD. ANDREW'S GRADES WERE SUFFERING. CARE COORDINATION USED A WRAP AROUND APPROACH TO ASSIST THE FAMILY IN IMPROVING THEIR SITUATION. CDB DOLLARS WERE USED TO FUND A CASE MANAGER TO HELP THE PARENTS FIGURE OUT HOW TO MEET THEIR CHILDREN'S BASIC NEEDS LIKE HOUSING, FOOD, CLOTHING AND UTILITIES, WHILE THE COUPLE WAS SEPARATED. CDBG DOLLARS ALSO PROVIDED FOR AN IN HOME LICENSED THERAPIES TO WORK WITH THE COUPLE TO COPE WITH THE TRAUMA THAT THEIR SON EXPERIENCED AND TO IMPROVE THE COUPLE'S RELATIONSHIP SO-TO THEY COULD HELP THEIR CHILDREN. THE MOTHER AND FATHER REUNITED. THE CASE MANAGER CONNECTED THEM TO RESOURCES SO THAT THEY WERE ABLE TO MOVE TO AFFORDABLE HOUSING IN A NEW NEIGHBORHOOD TO GET A FRESH START AWAY FROM THE SITE OF THE ASSAULT. CARE COORDINATION CONNECTED ANDREW TO HIS OWN THERAPIST WITH AUSTIN TRAVIS COUNTY MHMR TO HELP HIM BEGIN TO HEAL FROM THE TRAUMA. HE AND HIS YOUNGER SIBLINGS ARE ALSO SUPPORTED TO AFTER SCHOOL AND SUMMER ACTIVITIES THROUGH THE PROGRAM. THE FAMILY, CARE COORDINATOR, THERAPIST, CASE MANAGER AND SCHOOL REPRESENTATIVES MET EACH MONTH IN

THE FAMILY'S HOME OVER THE COURSE OF A YEAR, MAKING AND FOLLOWING THROUGH ON THEIR PLAN TO IMPROVE THE FAMILY'S CIRCUMSTANCES. LAST MONTH THE FAMILY GRADUATED FROM THE CARE COORDINATION PROGRAM. AT THE FINAL TEAM MEETING THE PARENTS REFLECTED ON THEIR INVOLVEMENT WITH THE PROGRAM. THEY SAID, WE DON'T KNOW WHERE OUR FAMILY WOULD BE WITHOUT THIS PROGRAM. OVER THE YEAR OUR RELATIONSHIP AND COMMUNICATION HAS IMPROVED GREATLY SO WE CAN BE BETTER PARENTS TO OUR CHILDREN. CARE COORDINATION IS A PROGRAM OF COMMUNITIES AND SCHOOLS. IT'S FUNDED AND MANAGED BY TRAVIS COUNTY HEALTH AND HUMAN SERVICES AND SUPPORTED WITH CDBG UTAH SERVICES FUNDING. WE APPRECIATE THE CONTINUING SUPPORT OF THE CITY OF AUSTIN IN DEDICATING CDBG FUNDS TO OUR EFFORTS, YOUTH SERVICES PORTION OF THE GRANT. THANK YOU.

THANK YOU, MISHANLEN. WE LIKE SUCCESS STORIES. ARE THERE ANY ADDITIONAL CITIZENS WHO WOULD LIKE TO ADDRESS US ON THIS PUBLIC HEARING, ITEM NO. 48? YES, MA'AM, PLEASE STEP FORWARD AND STATE YOUR NAME.

MY NAME IS NANCY CATES AND I'M HERE REPRESENTING THE MAYOR RI LEE FOUNDATION WHICH IS LOCATED OFF OF SOUTH LAMAR ON LAMAR SQUARE DRIVE. WE ARE VERY SUPPORTIVE OF THE CITY'S EFFORTS ON AFFORDABLE HOUSING AND WE... WE APPRECIATE SO MUCH THE HELP AND SUPPORT THAT YOU HAVE GIVEN US IN THAT EFFORT. WE ARE PRESENTLY WORKING ON A PROJECT CALLED THE WILLOWS, WHICH IS AN OLD APARTMENT COMPLEX THAT WE PURCHASED. PRESENTLY HAS 20 APARTMENTS IN IT, BUT BY RECEIVING FUNDING SO THAT WE CAN DIVIDE UP SOME OF THE APARTMENTS THAT ARE THERE AND ADD ADDITIONAL APARTMENTS ON A SEPARATE FLOOR, WE CAN PROVIDE 52 APARTMENTS THAT HAS AN ELEVATOR, A NICE LAUNDRY ROOM AND MEETING ROOM, AND 24 OF THOSE APARTMENTS WILL BE WHEELCHAIR ACCESSIBLE. SO WE APPRECIATE WHAT YOUR EFFORTS ARE, AND WE

HOPE THAT THEY CONTINUE. ONE OF THE REASONS THAT WE NEED TO ADD SO MANY MORE APARTMENTS WHERE WE ARE IS THAT THE CLOSING OF THE STONE RIDGE APARTMENTS, WHICH IS TWO BLOCKS DOWN THE ROAD FROM US, AND WE ARE GETTING CALLS EVERY DAY FROM PEOPLE WHO ARE PANICKED ABOUT WHERE THEY'RE GOING TO GO AND WANTING TO KNOW IF WE CAN SUPPLY HOUSING. WE ALSO HAVE A BRAIN INJURY PROGRAM ON OUR CAMPUS, AND THE PEOPLE WHO COME OUT OF THAT ARE PEOPLE WITH DISABILITIES, LIFETIME DISABILITIES USUALLY. MANY OF THEM CANNOT RETURN HOME, AND THEY ARE LOOKING FOR HOUSING AS WELL. SO WE ARE VERY MUCH INTO VERY LOW INCOME HOUSING, ACCESSIBLE HOUSING, AND ALSO PROVIDING THE SERVICES THAT THEY NEED, MEDICATION OVERSIGHT AND CASE MANAGEMENT AND THAT SORT OF THING. WE GET, AS I'VE SAID, NOT ONLY FROM THE STONE RIDGE APARTMENTS, WE GET CALLS ABOUT -- ABOUT 25 CALLS A WEEK. WE HAVE A WAITING LIST, WAITING FOR APARTMENTS IN OUR AREA. SO I SUPPORT EVERYTHING THAT YOU ARE DOING, MARY LEE SUPPORTS YOU AND THANKS SO MUCH FOR YOUR SUPPORT. THANK YOU.

MAYOR WYNN: THANK YOU. AND FOR ALL THAT MARY LEE DOES. DO WE HAVE ANY OTHER CITIZENS WHO WOULD LIKE TO ADDRESS US FOR INPUT REGARDING OUR TWO PLANS? I THANK YOU ALL VERY MUCH. SO MR. HILGERS, WE'RE NOT POSTING FOR ACTION. THIS IS OUR TIME TO GET INPUT AS YOU CRAFT THE DETAILS OF THE PLAN. CORRECT? SO, COUNCIL, HAVING NO MORE CITIZENS WISHING TO ADDRESS US I'LL ENTERTAIN A MOTION TO CLOSE THE PUBLIC HEARING.

MAYOR WYNN: MOTION MADE BY COUNCIL MEMBER LEFFINGWELL SECONDED BY COUNCIL MEMBER MARTINEZ TO CLOSE THE HEARING, ITEM NO. 48. ALL IN FAVOR PLEASE SAY AYE.

AYE.

MAYOR WYNN: OPPOSED? MOTION PASSES ON A VOTE OF 6-0 AND ALSO, COUNCIL, TECHNICALLY AS

PART OF CHANGES AND CORRECTIONS, WE READ INTO THE RECORD THAT WE WILL BE POSTPONING ITEM NO. 49 BUT WE COULDN'T TAKE THAT UP UNTIL AFTER 6:00 P.M. SO WITH THAT I'LL ENTERTAIN A MOTION TO POSTPONE OUR PUBLIC HEARING REGARDING LARGE PRIMARY SERVICE INDUSTRIAL RIDERS TO APRIL..... APRIL 5, 2007. MOTION MADE BY COUNCIL MEMBER KIM, SECONDED BY COUNCIL MEMBER COLE, TO POSTPONE ITEM NO. 49 TO APRIL 5, 2007. ALL IN FAVOR PLEASE SAY AYE.

AYE.

MAYOR WYNN: AYE. OPPOSED? MOTION TO POSTPONE PASSES ON A VOTE OF 6-0. MISGENTRY, THERE BEING NO MORE BUSINESS BEFORE THE AUSTIN CITY COUNCIL WE STAND ADJOURNED. IT IS 7:26 P.M.

**End of Council Session Closed Caption  
Log**